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JOURNAL

OF THE

COUNCIL

OF THE

TERRITORY OF WASHINGTON:

ELEVENTH SESSION OF THE LEGISLATIVE ASSEMBLY.

BEGUN AND HELD

AT OLYMPIA, THE SEAT OF GOVERNMENT, UPON THE FIRST MONDAY OF DECEMBER, TO-WIT:

December 7th, A. D. 1863.

OLYMPIA:
T. F. McELROY, PRINTER.
1863.

JOURNAL

OF THE

COUNCIL.

COUNCIL CHAMBER,
Olympia, December 7, 1863.

This being the day prescribed by law for the convening of the Legislative Assembly of the Territory of Washington, the Council convened in their Hall, and in the absence of the Chief and Assistant Clerks of the last session, the Council was called to order by Hon. B. F. Shaw.

There being no quorum present, the Council stood adjourned until to-morrow, 10 o'clock A. M.

COUNCIL CHAMBER,
Tuesday, December 8, 1863.

Council met pursuant to adjournment.

Present—Messrs. Shaw, Clark, McFadden Angel and Cochran.

On motion of Mr. Clark,

Hon. O. B. McFadden was elected President *pro tem.*

On motion of Mr. Shaw,

L. D. Durgin was appointed Chief Clerk *pro tem.*

On motion of Mr. Shaw,

Jared S. Hurd was appointed Assistant Clerk *pro tem.*

On motion of Mr. Shaw,

W. N. Horton was appointed Sergeant-at-Arms *pro tem.*

On motion of Mr. Clark,

Benj. Harned was appointed Door Keeper *pro tem.*

On motion of Mr. Clark,

The Chair appointed Messrs. Clark, Cochran and Shaw a committee on Credentials.

Mr. Clark, from the committee on Credentials, made the following report :

Mr. PRESIDENT :

The committee on credentials have examined the claims of persons presenting their papers for examination, and have instructed me to report the Hon. O. B. McFadden as holding over, and entitled to represent in the Council the counties of Thurston, Lewis and Chehalis.

Hon. Frank Shaw as holding over, and entitled to represent the counties of Whatcom, Island and Snohomish.

Hon. H. Cochran as holding over, and entitled to represent the counties of Clark, Wahkiakum, Cowlitz and Pacific.

Frank Clark as holding over, and entitled to represent the counties of Pierce and Sawamish.

Hon. James R. Angel as entitled to a seat to represent the counties of Jefferson and Clalm.

FRANK CLARK,
Chairman.

On motion of Mr. Cochran,

The Chair appointed Messrs. Cochran, Clark and Shaw a committee to wait upon the Hon. Chief Justice of the Territory and request him to attend at the Council Chamber to-morrow

morning and administer the oath of office to the members elect.

On motion of Mr. Angel,

The Council adjourned until to-morrow morning at ten o'clock.

L. D. DURGIN,
Chief Clerk pro tem.

COUNCIL CHAMBER,
Wednesday, December 9, 1863.

Council met pursuant to adjournment.

Roll called. Absent—Mr. Stewart.

Journal of yesterday read and approved.

On motion of Mr. Clark,

The committee to wait upon the Hon. Chief Justice were discharged, and the Secretary of the Territory requested to administer the oath of office to Mr. Angel.

The Secretary came within the bar and administered the oath.

On motion of Mr. Clark,

The Council proceeded to perfect a permanent organization.

Mr. Clark nominated Mr. Shaw for President.

Mr. Shaw nominated Mr. Clark for President.

Mr. Cochran nominated Mr. Angel for President.

Mr. Angel nominated Mr. Cochran for President.

Mr. Clark stated that he was not an aspirant for the position.

The first ballot resulted as follows :

Mr. Cochran received.....1 vote.

Mr. Shaw received.....1 vote.
Mr. Angel received.....1 vote.
Mr. Clark received.....1 vote.

Whole number of votes cast.....5
Necessary to a choice.....3

No one receiving a majority of all the votes cast, there was no election.

On motion of Mr. Angel,

The Council adjourned until 10 o'clock to-morrow morning.

L. D. DURGIN,
Chief Clerk pro tem.

COUNCIL CHAMBER,
Thursday, December 10, 1863.

Council met pursuant to adjournment.

Roll called. Absent—Messrs. Clark, Shaw and Stewart.

Journal read.

There being no quorum present, the Council stood adjourned until to-morrow at 10 o'clock, A. M.

L. D. DURGIN,
Chief Clerk pro tem.

COUNCIL CHAMBER,
Friday, December 11, 1863.

Council met pursuant to adjournment.

Roll called. Present—Messrs. McFadden, Cochran and Angel.

Journal read.

There being no quorum present, the Council stood adjourned until to-morrow, 10 o'clock, A. M.

L. D. DURGIN,
Chief Clerk pro tem.

COUNCIL CHAMBER,
Saturday, December 12th, 1863.

Council met pursuant to adjournment.

Roll called. Absent—Messrs. Clark, Shaw and Stewart.

There being no quorum present, the Council stood adjourned until Monday, 10 o'clock, A. M.

L. D. DURGIN,
Chief Clerk, pro. tem.

COUNCIL CHAMBER,
Monday, December 14th, 1863.

Council met pursuant to adjournment.

Roll called. Absent—Messrs. Clark, Shaw and Stewart.

There being no quorum present, the Council stood adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk, pro tem.

COUNCIL CHAMBER,
Tuesday December 15th, 1863.

Council met pursuant to adjournment.

Roll called. Absent—Messrs. Clark and Cochran.

There being no quorum, the Council stood adjourned until to-morrow at 10 o'clock, A. M.

L. D. DURGIN,
Chief Clerk, pro tem.

COUNCIL CHAMBER,
Wednesday, December 16th, 1863.

Council met pursuant to adjournment.

Roll called. Absent—Messrs. Clark, Cochran, Shaw and Stewart.

There being no quorum present, the Council stood adjourned until to-morrow at 10 o'clock, A. M.

L. D. DURGIN,
Chief Clerk, pro tem.

COUNCIL CHAMBER,
Thursday December 17th, 1863.

Council met pursuant to adjournment.

Roll called. Absent—Mr. Clark.

Journals of December 9th, 10th, 11th, 12th, 14th, 15th and 16th read and approved.

On motion of Mr. Shaw,

The Chair appointed Messrs. Shaw, Angel and Cochran a committee to examine the credentials of Hon. Daniel Stewart.

The Committee submitted the following report:

MR. PRESIDENT:

Your Committee on Credentials beg leave to report, that they have examined the credentials of Hon. Daniel Stewart, from the counties of Skamania, Clickatat, Walla Walla and Spokane, and find him duly entitled to a seat in this body.

B. F. SHAW,
Chairman.

On motion of Mr. Cochran,

The report was adopted and the committee discharged.

On motion of Mr. Angel,

J. C. Head, Esq., administered the oath of office to Mr. Stewart.

On motion of Mr. Shaw,

The Council adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk, pro tem.

COUNCIL CHAMBER,
Friday, December 18, 1863.

Council met pursuant to adjournment.

Roll called. Members all present.

Journal of yesterday read and approved.

Mr. Clark, Chairman of Committee on Credentials, submitted the following report:

Mr. PRESIDENT:

Your Committee on Credentials have had under consideration the credentials of Mr. Sinclair, and have instructed me to report Mr. Sinclair as entitled to a seat in this body, representing the counties of Kitsap and King.

FRANK CLARK,
Chairman.

Report adopted.

By consent of the Council, the President directed the Sergeant-at-Arms to invite J. C. Head, Esq., within the bar and administer the oath to Mr. Sinclair.

Mr. Head administered the oath.

The Council then proceeded to vote for President, with the following result:

Messrs. Angel and Sinclair voted for Mr. Cochran.

Mr. Cochran voted for Mr. Angel.

Messrs. Clark and McFadden voted for Mr. Shaw.
Mr. Shaw voted for Mr. Clark.
Mr. Stewart voted for Mr. McFadden.

Whole number votes cast.....7
Necessary to a choice.....4

No member having received a majority of all the votes cast, the Council proceeded to a second ballot, with the following result:

Messrs. Angel and Sinclair voted for Mr. Cochran.
Messrs. Clark and McFadden voted for Mr. Shaw.
Mr. Cochran voted for Mr. Angel.
Mr. Shaw voted for Mr. Stewart.
Mr. Stewart voted for Mr. McFadden.

Whole number of votes cast.....7
Necessary to a choice.....4

No one receiving a majority of all the votes cast, the Council proceeded to a third ballot with the following result:

Mr. Angel voted for Mr. Cochran.
Mr. Clark voted for Mr. Shaw.
Messrs. Cochran and Sinclair voted for Mr. Angel.
Messrs. Shaw and McFadden voted for Mr. Stewart.
Mr. Stewart voted for Mr. McFadden.

Whole number votes cast 7
Necessary to a choice.....4

No member having received a majority of all the votes cast, the Council proceeded to a fourth ballot, with the following result:

Messrs. Angel and Sinclair voted for Mr. Cochran.
Mr. Clark voted for Mr. Shaw.
Mr. Cochran voted for Mr. Sinclair.
Mr. Shaw voted for Mr. Clark.
Mr. Stewart voted for Mr. McFadden.
Mr. Mr. McFadden voted voted for Mr. Stewart.

Whole number votes cast..... 7
Necessary to a choice.....4

No one having received a majority of all the votes cast, the Council proceeded to vote again for President, with the following result:

Messrs. Angel and Cochran voted for Mr. Sinclair.

Mr. Clark voted for Mr. Shaw.
Mr. Shaw voted for Mr. Clark.
Mr. Stewart voted for Mr. McFadden.
Mr. Sinclair voted for Mr. Angel.
Mr. McFadden voted for Mr. Stewart.

Whole number votes cast 7
Necessary to a choice.....4

No one having received a majority of all the votes cast, the Conncil again proceeded to vote for President, with the following result:

Mr. Angel voted for Mr. Sinclair.
Mr. Clark voted for Mr. Shaw.
Messrs. Cochran and Sinclair voted for Mr. Angel.
Mr. Shaw voted for Mr. Clark.
Mr. Stewart voted for Mr. McFadden.
Mr. McFadden voted for Mr. Stewart.

Whole number votes cast 7
Necessary to a choice.....4

No one having received a majority of all the votes cast, the Council again proceeded to vote for President, with the following result:

Messrs. Angel and Sinclair voted for Mr. Cochran.
Mr. Clark voted for Mr. Shaw.
Mr. Cochran voted for Mr, Angel.
Mr. Shaw voted for Mr. Clark.
Mr. Stewart voted for Mr. McFadden.
Mr. McFadden voted for Mr. Stewart.

Whole number votes cast 7
Necessary to a choice.....4

No one having received a majority of all the votes cast, the Council again proceeded to vote for President, with the following result:

Mr. Angel voted for Mr. Sinclair.
Mr. Clark voted for Mr. Shaw.
Messrs. Cochran and Sinclair voted for Mr. Angel.
Mr. Shaw voted for Mr. Clark.
Mr. Stewart voted for Mr. McFadden.
Mr. McFadden voted for Mr. Stewart.

Whole number of votes cast.....7
Necessary to a choice.....4

No one having received a majority of all the votes cast, the Council again proceeded to vote for President, with the following result:

Messrs. Angel and Sinclair voted for Mr. Cochran.
Mr. Clark voted for Mr. Shaw.
Mr. Cochran voted for Mr. Sinclair.
Mr. Shaw voted for Mr. Clark.
Mr. Stewart voted for Mr. McFadden.
Mr. McFadden voted for Mr. Stewart.

Whole number of votes cast.....7
Necessary to a choice..... 4

No one having received a majority of all the votes cast, the Council again proceeded to vote for President, with the following result:

Mr. Angel voted for Mr. Sinclair.
Mr. Clark voted for Mr. Shaw.
Mr. Cochran voted for Mr. Angel.
Mr. Shaw voted for Mr. Clark.
Mr. Stewart voted for Mr. McFadden.
Mr. Sinclair voted for Mr. Cochran.
Mr. McFadden voted for Mr. Stewart.

Whole number of votes cast.....7
Necessary to a choice.....4

No one having received a majority of all the votes cast, there was no election.

On motion of Mr. Cochran,

The Council adjourned until to-morrow morning at ten o'clock.

L. D. DURGIN,
Chief Clerk pro-tem.

COUNCIL CHAMBER,
Saturday, December 19th, 1863.

Council met pursuant to adjournment.

Roll called. Absent—Messrs. Angel, Clark, Cochran, Shaw and Stewart.

There being no quorum present, the Council stood adjourned until Monday, 10 o'clock, A. M.

L. D. DURGIN,
Chief Clerk, pro. tem.

COUNCIL CHAMBER,
Monday, December 21st, 1863.

Council met pursuant to adjournment.

Roll called. Members all present.

Journals of December 18th and 19th read and approved.

The Council then proceeded to the eleventh ballot for President, with the following result:

Mr. Angel received one vote.
Mr. Clark received one vote.
Mr. Shaw received two votes.
Mr. Sinclair received two votes.
Mr. McFadden received one vote.
Whole number votes cast 7
Necessary to a choice.....4

No one having received a majority of all the votes cast, the Council proceeded to the twelfth vote, with the following result:

Mr. Angel received two votes.
Mr. Clark received one vote.
Mr. Shaw received one vote.
Mr. Stewart received one vote.
Mr. Sinclair received one vote.
Mr. McFadden received one vote.
Whole number votes cast 7

Necessary to a choice.....4

No election.

The thirteenth ballot resulted as follows:

Mr. Clark received one vote.

Mr. Cochran received two votes.

Mr. Shaw received one vote.

Mr. Stewart received one vote.

Mr. Sinclair received one vote.

Mr. McFadden received one vote.

Whole number votes cast 7

Necessary to a choice.....4

No election.

Mr. Angel introduced the following Resolution:

Resolved, That each candidate for the position of President of this Council, be requested to define his position in regard to the main political questions at issue, in order that we may come to a more thorough understanding of their views.

The ayes and nays being called on the adoption of the resolution, resulted as follows:

Those voting aye, were—

Messrs. Angel, Cochran, Shaw, Stewart, Sinclair and Mr. President—6.

Those voting nay, were—

Mr. Clark.

Resolution adopted.

Messrs. Angel, Clark, McFadden, Shaw and Cochran responded to the Resolution.

The fourteenth ballot resulted as follows:

Mr. Angel received one vote.

Mr. Clark received one vote.

Mr. Shaw received three votes.

Mr. Sinclair received one vote.

Mr. McFadden received one vote.

Whole number of votes cast.....7

Necessary to a choice.....4

No election.

The fifteenth ballot resulted as follows:

Mr. Angel received one vote.

Mr. Clark received one vote.
Mr. Shaw received two votes.
Mr. Stewart received one vote.
Mr. Sinclair received one vote.
Mr. McFadden received one vote.
Whole number votes cast 7
Necessary to a choice.....4
No election.

The sixteenth ballot resulted as follows:
Mr. Angel received one vote.
Mr. Clark received two votes.
Mr. Shaw received two votes.
Mr. Sinclair received one vote.
Mr. McFadden received one vote.
Whole number votes cast 7
Necessary to a choice.....4
No election.

The seventeenth ballot resulted as follows:
Mr. Angel received one vote.
Mr. Clark received two votes.
Mr. Shaw received three votes.
Mr. Sinclair received one vote.
Whole number of votes cast.....7
Necessary to a choice.....4
No election.

The eighteenth ballot resulted as follows:
Mr. Angel received one vote.
Mr. Clark received one vote.
Mr. Shaw received two votes.
Mr. Stewart received one vote.
Mr. Sinclair received one vote.
Mr. McFadden received one vote.
Whole number of votes cast.....7
Necessary to a choice.....4
No election.

The following Message was received from the House by their Clerk:

HALL OF HOUSE OF REPRESENTATIVES,
December 10th, 1863.

MR. PRESIDENT—

I am instructed by the House to inform the Council, that the House has organized, by electing—

Hon. Clanrick Crosby, *Speaker.*
J. L. McDonald, *Chief Clerk.*
W. H. Pope, *Assistant Clerk.*
Thomas Prather, *Sergeant-at-Arms.*
Jacob Summers, *Door-Keeper.*

And that the House is now prepared for the transaction of business.

J. L. McDONALD,
Chief Clerk.

The Council then proceeded to the nineteenth ballot for President, with the following result:

Mr. Angel received one vote.
Mr. Clark received one vote.
Mr. Shaw received three votes.
Mr. Sinclair received one vote.
Mr. McFadden received one vote.
Whole number of votes cast.....7
Necessary to a choice.....4
No election.

The twentieth ballot resulted as follows:
Mr. Angel received one vote.
Mr. Clark received one vote.
Mr. Shaw received three votes.
Mr. Sinclair received one vote.
Mr. McFadden received one vote.
Whole number of votes cast.....7
Necessary to a choice..... 4
No election.

The twenty-first ballot resulted as follows:
Mr. Angel received one vote.
Mr. Clark received two votes.
Mr. Shaw received two votes.
Mr. Stewart received one vote.
Mr. Sinclair received one vote.

Whole number of votes cast.....7
Necessary to a choice.....4
No election.

The twenty-second ballot resulted as follows:
Mr. Clark received one vote.
Mr. Cochran received one vote.
Mr. Shaw received one vote.
Mr. Stewart received one vote.
Mr. Sinclair received two votes.
Mr. McFadden received one vote.

Whole number votes cast 7
Necessary to a choice.....4
No election.

On motion of Mr. Stewart,
The Council adjourned until 2 o'clock, P. M.

L. D. DURGIN,
Chief Clerk, pro tem.

AFTERNOON SESSION.

COUNCIL CHAMBER,
Monday, December 21st, 1863.

Council met pursuant to adjournment.

Roll called. Members all present.

The Council then proceeded to the twenty-third ballot for President, with the following result:
Mr. Clark received one vote.
Mr. Cochran received two votes.
Mr. Shaw received one vote.
Mr. Stewart received one vote.
Mr. Sinclair received one vote.
Mr. McFadden received one vote.
Whole number of votes cast.....7
Necessary to a choice.....4
No election.

The twenty-fourth ballot resulted as follows:

Mr. Angel received one vote.
Mr. Clark received three votes.
Mr. Cochran received two votes.
Mr. Shaw received one vote.
Whole number votes cast 7
Necessary to a choice.....4
No election.

The twenty-fifth ballot resulted as follows:

Mr. Angel received one vote.
Mr. Clark received three votes.
Mr. Cochran received two votes.
Mr. Shaw received one vote.
Whole number of votes cast.....7
Necessary to a choice.....4
No election.

The twenty-sixth ballot resulted as follows:

Mr. Clark received one vote.
Mr. Cochran received two votes.
Mr. Stewart received three votes.
Mr. Sinclair received one vote.
Whole number of votes cast.....7
Necessary to a choice.....4
No election.

The twenty-seventh ballot resulted as follows:

Mr. Angel received one vote.
Mr. Clark received one vote.
Mr. Cochran received two votes.
Mr. Sinclair received one vote.
Mr. McFadden received two votes.
Whole number votes cast 7
Necessary to a choice.....4
No election.

The twenty-eighth ballot resulted as follows:

Mr. Angel received one vote.
Mr. Cochran received two votes.
Mr. Shaw received two votes.

Mr. McFadden received two votes.

Whole number of votes cast.....7

Necessary to a choice..... 4

No election.

The twenty-ninth ballot resulted as follows:

Mr. Angel received one vote.

Mr. Clark received three votes.

Mr. Cochran received two votes.

Mr. Stewart received one vote.

Whole number of votes cast.....7

Necessary to a choice.....4

No election.

The thirtieth ballot resulted as follows:

Mr. Clark received three votes.

Mr. Cochran received two votes.

Mr. Shaw received one vote.

Mr. Sinclair received one vote.

Whole number votes cast 7

Necessary to a choice.....4

No one having received a majority of all the votes cast, the Council proceeded to the thirty-first vote, with the following result:

Mr. Angel received one vote.

Mr. Clark received two votes.

Mr. Cochran received two votes.

Mr. McFadden received two votes.

Whole number votes cast 7

Necessary to a choice.....4

No election.

On motion of Mr. Cochran,

The Council adjourned until to-morrow morning at ten o'clock.

L. D. DURGIN,
Chief Clerk pro tem.

COUNCIL CHAMBER,
Tuesday December 22nd, 1863.

Council met pursuant to adjournment.

Roll called. Members all present.

Journal of yesterday read and approved.

On motion of Mr. Shaw,

The *temporary* organization of the Council was made *permanent*, which resulted in the election of—

Hon. O. B. McFadden, *President*.
L. D. Durgin, *Chief Clerk*.
Jared S. Hurd, *Assistant Clerk*.
William N. Horton, *Sergeant-at-Arms*.
Benjamin Harned, *Door-Keeper*.

On motion of Mr. Shaw,

Mr. Clark administered the oath of office to the officers elect.

On motion of Mr. Clark,

The Clerk was instructed to inform the House, forthwith, that the Council is now organized and ready to proceed to business.

On motion of Mr. Clark,

The rules and orders of the last session of the Council were adopted temporarily for the government of the present session.

On motion of Mr. Shaw,

The Council took a recess until 1 o'clock, P. M.

L. D. DURGIN,
Chief Clerk.

AFTERNOON SESSION.

COUNCIL CHAMBER,
Tuesday, December 22nd, 1863.

Council met pursuant to adjournment.

Roll called. All the members present.

The President received the following communication from Secretary Evans:

OFFICE SECRETARY TERRITORY,
Olympia, December 22nd, 1863.

HON. O. B. MCFADDEN,
President of the Council
of Washington Territory:

SIR:—I have the honor to inform the Hon. Council, that pursuant to instructions from the Treasury Department of the United States, I have contracted with a gentleman to execute the Legislative Printing.

Thorton F. McElroy has been duly appointed and will execute such printing as the Council may desire, and I have especially to request that the proceedings from day to day, as soon as approved, be delivered to said Printer.

I am very respectfully,
Your obedient servant,
ELWOOD EVANS,
Secretary Washington Territory.

The President instructed the Clerk to furnish all matter for printing to T. F. McElroy, Public Printer, until further ordered by the Council.

Mr. Clark introduced C. J. R. No. 1, Relative to a Joint Convention for the reception of the Governor's Message.

Read first time. Rules suspended, read second and third times and passed.

The following message was received from the House by their Clerk:

HALL OF HOUSE OF REPRESENTATIVES,
December 10th, 1863.

MR. PRESIDENT—

I am instructed by the House to inform the Council, that the House has appointed Messrs. McGill, Taylor and Perrin a committee on the part of the House, to act in conjunction with a similar committee on the part of the Council, to wait on His Excellency, the Governor, and inform him of the organization of the Legislative Assembly of this Territory.

J. L. McDONALD,
Chief Clerk.

Mr. Clark gave notice that on to-morrow, he would introduce a memorial relative to a military road from Fort Steilacoom to Fort Walla Walla.

On motion of Mr. Clark,

The Council adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Wednesday, December 23d, 1863.

Council met pursuant to adjournment.

Roll called. Members all present.

Journal of yesterday read and approved.

The President announced the following Standing Committees:

FEDERAL RELATIONS:

Messrs. Shaw, Clark and Cochran.

WAYS AND MEANS:

Messrs. Sinclair, Stewart and Angel.

PRINTING:

Messrs. Stewart, Shaw and Sinclair.

JUDICIARY:

Messrs. Clark, Shaw and Angel.

INDIAN AFFAIRS:

Messrs. Angel, Cochran and Stewart.

COUNTIES:

Messrs. Cochran, Angel and Stewart.

CORPORATIONS:

Messrs. Shaw, Clark and Cochran.

ENROLLED BILLS:

Messrs. Angel, Stewart and Cochran.

COMMERCE:

Messrs. Clark, Stewart and Sinclair.

RULES AND ORDERS:

Messrs. Cochran, Shaw and Angel.

PUBLIC GROUNDS AND BUILDINGS:

Messrs. Angel, Stewart and Cochran.

ELECTIONS:

Messrs. Stewart, Clark and Sinclair.

MILITARY AFFAIRS:

Messrs. Shaw, Stewart and Cochran.

EDUCATION:

Messrs. Clark, Shaw and Stewart.

ENGROSSED BILLS:

Messrs. Cochran, Stewart and Angel.

ROADS AND HIGHWAYS:

Messrs. Cochran, Stewart and Sinclair.

CLAIMS:

Messrs. Stewart, Sinclair and Angel.

Mr. Clark introduced C. M. No. 1—Praying an appropriation for repairing the military road across the Cascade Mountains.

Read first time. Rules suspended, read second and third times, passed and title agreed to.

Mr. Clark introduced C. J. R. No. 2—In relation to Joint Committee on Rules and Orders.

Read first time. Rules suspended, read second and third times, passed and title agreed to.

Message from the House, by their Clerk:

HALL OF HOUSE OF REPRESENTATIVES,
December 23d, 1863.

MR. PRESIDENT:

I am instructed by the House to inform the Council of the introduction and passage of—

H. M. No. 1—Relative to opening the Snoqualmie Pass.

H. M. No. 2—Relative to building a road from Whillapa river to Black river.

H. B. No. 1—An act to amend an act to incorporate the City of Vancouver.

Also, passage of C. M. No. 1—Relative to military road across the Cascade Mountains.

J. L. McDONALD.
Chief Clerk.

On motion of Mr. Clark,

The Council took a recess of ten minutes.

The following message was received from the House by their Clerk:

HALL OF HOUSE OF REPRESENTATIVES,
December 23d, 1863.

MR. PRESIDENT:

I am instructed by the House to inform the Council that Council Joint Resolution No. 1 has been introduced in the House, and read three times and passed.

J. L. McDONALD,
Chief Clerk.

The Door-Keeper of the House informed the Council that the House were ready to go into Joint Convention, whereupon, the President directed the Council to repair to the Representative Hall.

The Honorable the Council having assembled in the Hall of the House of Representatives, the respective bodies resolved themselves into Joint Convention, for the purpose set forth in C. J. R. No. 1.

Hon. O. B. McFadden, President of the Council, in the Chair.

Roll called. All the members present.

On motion of Mr. Clark,

Messrs. Clark, Cochran, McGill, Perrin and Dugan were appointed a committee to wait upon His Excellency the Governor and inform him that the Legislative Assembly of the Territory of Washington is now permanently organized, and ready to receive any communication he may see fit to make.

On motion of Mr. Foster,

The Convention took a recess of ten minutes.

Convention called to order.

Mr. Clark, Chairman of Committee, reported that the Governor would send a written Message to the Convention.

On motion of Mr. Perrin,

The Convention took a recess of fifteen minutes.

The Governor's Message was received by the hands of his messenger, and read by the Chief Clerk of the Council, as follows:

Gentlemen of the Council and

House of Representatives:

The striking events of the brief period which has passed since the adjournment of the last session, and circumstances now surrounding us, furnish abundant reasons for a sincere expression of our gratitude to Almighty God.

The progress of the arms of the United States has been marked by a series of brilliant and important victories, justifying the hope of the patriot that ere long the authority of the National Government will be re-established in all the rebel States, and our country enter upon a brighter and more glorious career of prosperity than ever before known amongst the most powerful nations of the earth.

The people of this Territory, by their remoteness from the scene of open rebellion and actual conflict, have been spared the immediate and dreadful consequences of the wicked treason and rebellion against the Government and Union of our beloved country.

Here our homes have not been made desolate by the absence or death of fathers, brothers or sons called away to aid in defending and maintaining the honor, integrity and perpetuity of the Government of the United States.

Here no assassin raids have murdered the peaceable inhabitants, nor robbed, plundered or burnt down their towns, villages or dwellings. The great mass of our citizens are loyal; and while we as a community of fellow-citizens have enjoyed all the

blessings of peace, universal good health and prosperity has prevailed,—the earth has yielded abundant harvests, and many new sources of vast mineral wealth have been unfolded.

Let us not, however, in the midst of our prosperity, be forgetful of the duties we owe to our country, but let us, by every means within our power, aid in striking down the infamous hand of treason and rebellion, as the only method of securing to ourselves and our children a permanent and honorable peace.

MILITARY PROTECTION TO EMIGRANTS.

It affords me sincere pleasure to announce that the prudent and energetic measures adopted by Generals Wright and Alvord for the protection of the frontiers and the overland emigrants along their dreary and dangerous route, have been crowned with entire success.

During all the emigration across the plains for the last fourteen years to the gold fields of California, Oregon, and Washington Territory, great damage has been done, and many lives lost every year, but this is the first year the emigrant trains have all arrived safely and been fully protected against the wild, Arab-like savages west of the Rocky mountains.

For this gratifying result, the thanks of the country are due to Generals Wright and Alvord, and to all the officers and men of this Military Department.

LEGISLATIVE APPORTIONMENT.

The organization of the new Territory of Idaho by act of Congress of March 3d, 1863, will render necessary a new apportionment of the representation in the Legislative Council and House of Representatives.

PACIFIC RAIL ROAD AND TELEGRAPH.

Gratifying progress has already been made under the act of Congress to aid in the construction of the Pacific Rail Road. The Telegraph line has already been finished across our continent, from the Atlantic cities to San Francisco, and a branch thereof will soon be completed to Portland, Oregon. I trust that one of your earliest acts will be the adoption of a memorial to Congress praying a grant to aid in the construction of a Northern Rail Road to some one of the points already designated as a proper terminus in this Territory.

DISTRICT COURTS, &C.

Your attention is also called to the act of Congress, approved Feb. 9, 1863, entitled an "Act concerning the District Courts of Washington Territory," by which provision is made for the holding of District Courts, in addition to those already authorized, at such times and places, not exceeding three places in each district, as the Legislative Assembly shall determine.

INDIAN TREATY.

By the Treaty concluded with the Nez Perces, on the 9th day of June last, the Indians have relinquished to the United States nearly nine-tenths of their former reservation, which embraced an area of about ten thousand square miles. The area of the new reservation includes about twelve hundred square miles, and is situated wholly within the Territory of Idaho.

I am informed by the Superintendent of Indian Affairs, that our relations with the Indians are of the most peaceful character.

PUBLIC LANDS.

The following information relative to the progress of the surveys of Public Lands in Washington Territory, during the present year, has been furnished by the Surveyor General:

Number of miles under contract at the beginning of the present surveying season.....	1,211
Number of miles surveyed.....	681
Number acres surveyed during the year.....	161,280
" acres surveyed in the Territory.....	3,091,875

The surveys finished during the present year have been chiefly East of the Cascade Mountains, on the Tukannon, Pataha and Yakama rivers; also, near Seattle, Port Angelos, and on the lower Chehalis.

The following Military Reservations have also been surveyed:

Penn's Cove Military Reservation, on Whidby's Island.
Port Townsend do. do. near Port Townsend.
Port Angelos, a Naval and Military Reserve.
Two tracts of 640 acres each, near Walla Walla.
And Port Angelos Town Site.

The estimate for surveys for the next year includes 3,000 miles.

The reports received from the Land Offices in this Territory, exhibit the following amount of land sold, and taken as homesteads during the past year:

Olympia Land Office:

	ACRES.	AMOUNT.
Amount of land sold at public sale.....	2,056	$ 2,570 50
" " private entry.....	12,994	16,243 25
383 homesteads taken, are	58,892	
Number of acres disposed of	73,943	
Amount of Gov't revenue on homesteads		3,830 00
Total amount accrued to Gov't for lands.....		$22,643 75

Vancouver Land Office:

	ACRES.	AMOUNT.
Land sold at public sale.....	708	$ 912 85
do. do. private entry.....	15,192	18,990 22
333 homesteads taken, amounting to.....	52,938	
Number of acres disposed of	68,638	
Government revenue on homesteads.....		3,330 00
Total amount accrued from Government lands,		$23,233 07

Recapitulation:

	ACRES.	AMOUNT.
Total amount of lands sold in W. T.....	30,000	
do. do. do. located as homesteads,	111,000	
Total number of acres disposed of.....	140,000	
Total amount of revenue accruing to Government from public lands disposed of in Washington Territory, during 1863.....		$45,876 00

FORTIFICATIONS:

By act of Congress of February 20th, 1862, one hundred thousand dollars were appropriated for defences at the mouth of the Columbia river, the work has been commenced, but I am not advised of the progress made.

No provision has yet been made for the defence of Puget Sound, the great artery of ocean navigation into the central part of the Northern portion of the Territory. I am informed by Gen. Alvord that he has urged upon the Government the importance of sending iron clad vessels, for the defence of Columbia river and Puget Sound.

In addition to vessels of war, there should also be land fortifications on the Sound. This important subject of national defences, necessary for the protection of Admiralty Inlet and Puget Sound, should at once be brought to the attention of Congress.

EMBARGO.

Under circular instructions from the Secretary of the Treasury, of May 19th, 1863, to Collectors of Customs, issued in pursuance of a general order from the President, of November 21st, 1862, to prohibit the exportation of arms, ammunition and munitions of war from the United States to any of the States in open rebellion, the Collector of Customs for the District of Puget Sound, in June last, prohibited the exportation of live stock from this Territory to Victoria and British Columbia.

The original order of the President was manifestly rendered necessary by the exigencies of the rebellion, and was designed to prevent the possibility of army supplies being carried from the United States into the States in rebellion.

When, however, a proper representation was made of the injurious effects of said circular upon the interests of this Territory, closing as it did, our only market, and at the same time disarranging the commercial reciprocity and friendly intercourse heretofore existing between the people of this Territory and those of Vancouver's Island and British Columbia, its continued enforcement on the whole Pacific Coast was promptly revoked by the President.

Thus our citizens were relieved from the serious losses and embarrassments which an extended operation of that embargo would have produced, and our business relations were again happily restored and re-established with the English Provinces of Vancouver's Island and British Columbia.

DIVORCES.

In my last annual Message, I called attention to the sad and immoral effects growing out of the readiness with which our Legislative Assemblies have annulled the solemn contract of marriage, by granting divorces to every applicant.

My views upon that subject remain unchanged, and I cannot too earnestly urge upon you the propriety of refusing all applications for divorces and referring the parties to the courts of the Territory.

In connection with this matter, I beg leave to call your attention to an act passed by the Legislative Assembly on the 14th January, 1861, and still in force, by which it is provided that the party applying to the Legislature for a divorce, must give three months previous notice, by publication, of such intended application. I trust this law will not be disregarded and violated during the present session.

WAGON ROAD.

The most important subject at this time, requiring your careful consideration, is the great measure for preserving the integuity and unity of Washington Territory, and for securing the immediate benefits and blessings of convenient internal communication and transportation between all the several parts thereof, and to mutually bind together the various and diversified interests of our widely spread population—the construction of a passable Wagon Road on the most practicable route that can be selected, across the Cascade Mountains, to be commenced in good earnest, during the earliest and most favorable season in 1864.

The construction of this road across the Cascade Mountains will immediately and permanently benefit the population in every part of the Territory, and remain a lasting monument to the credit of every member of your honorable body, whose patriotism prompts him to aid in passing an act that will secure the completion, at an early day, of this necessary and praiseworthy enterprise.

AGRICULTURAL COLLEGE.

On the 2d of July, 1862, an act was passed by Congress, entitled "An Act donating Public Lands to the several States

and Territories, which may provide Colleges for the benefit of Agriculture and the Mechanic arts."

No action has yet been taken for the purpose of securing to this Territory any part of the benefits and assistance provided by said law, to aid in the establishment and support of an Agricultural College. And as the 5th section thereof expressly provides the following rigid limitations, that—"No State shall "be entitled to the benefits of this act, unless it shall express its "acceptance thereof by its Legislature, within two years from "the date of its approval by the President." I therefore recommend a careful examination of the title and provisions of said law, and the adoption of the most suitable and efficient measures for securing to this Territory all the benefits that can be derived from said act, agreeably to the wise and liberal intentions of Congress.

INSANE HOSPITAL.

By an act of the Legislature, passed January 29th, 1862, entitled "An Act to provide for the safe keeping and treatment of Insane and Idiotic persons," it is made the duty of the Governor and Territorial Auditor to provide, by contract, for the safe keeping, care and medical treatment of all insane persons. In compliance with the requirements of said law, a contract for that purpose was made on the 22d day of October, 1862, with the Sisters of Charity, at St. John's Insane Hospital, Vancouver, since which time the insane and idiots of this Territory have been sent there.

During the past summer I visited that asylum, and was highly gratified to find the benevolent intentions of the Legislature are very properly carried out.

There are at present six patients in the asylum, and your attention is respectfully called to the report of the Institution herewith submitted.

MAIL ROUTES.

The necessity for increased mail facilities is suggested for your consideration, and in this connection it may be proper that I should bring to your attention the irregularities in the mail service between Olympia and Portland.

GOLD MINES.

The gold mines of the Territory have been worked to good advantage and great profit during the past season.

The gold bearing region, embracing the Eastern part of Oregon, the Eastern part of Washington Territory, and all of Idaho, West of the Rocky Mountains, yielded in 1862, from eight to ten millions of dollars. It is generally estimated that in 1863, from the same gold fields, the astonishing amount of eighteen to twenty-five millions have been collected. And the great preparations made during the present year for future operations, produces a popular expectation that the enormous sum of forty to fifty millions of the precious metals will be gathered therefrom in 1864.—and it is fully believed by many who have been at the various mines of Oro Fino, Elk City, the Salmon River mines of Florence and Warren Diggings, at Boise, Owyhee, John Day's, Powder River, the Okanagan, Spokane, Beaver Head, Deer Lodge, Bitter Root, Fort Colville, and the Bars of the Columbia and Snake Rivers, that the annual harvests of gold will constantly increase, year after year, in a rapidly progressive ratio for many years to come, until the aggregate annual collection will become fabulous in amount far exceeding the richest seasons of the gold bearing history of California.

Miners claims are regulated by miners laws and customs, but it is apprehended there is one impediment to their successful working by our citizens which these laws cannot reach.—The large number of Chinese who have collected in several of the mining regions on the Pacific Coast, in some instances almost to the exclusion of our own citizens, is a source of serious complaint. I would recommend that some protective measures be adopted by the Legislature to abate or remove the evil complained of.

WILLIAM PICKERING.

On the conclusion of which, the President declared the Convention adjourned, and that the Council would retire to their Chamber. The Council having re-assembled in their Chamber,

On motion of Mr. Clark,

Five hundred copies of the Governor's Message were ordered printed for the use of the Council.

On motion of Mr. Clark,

The Council adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Thursday December 24th, 1863.

Council met pursuant to adjournment.

Roll called. Members all present.

Journal of yesterday read and approved.

Mr. Shaw introduced C. B. No. 1—An act to authorize William Utter, and associates, to open and work a coal mine in Whatcom county.

Read first time. Rules suspended and read second time, and referred to committee on Corporations, with instructions to print.

Mr. Sinclair introduced C. B. No. 2—An act to incorporate the Snohomish and Skyhomish Log Driving Company.

Read first time. Rules suspended and bill read a second time, and referred to committee on Corporations, with instructions to print.

Message from the House, by their Clerk:

HALL OF HOUSE OF REPRESENTATIVES,
December 23d, 1863.

MR. PRESIDENT:

I am instructed by the House to inform the Council of the introduction and passage of—

H. B. No. 3—An act relative to licenses in Clark county.

Also, of the introduction of—

H. B. No. 2—An act to incorporate the Snohomish Log Driving Company.

H. B. No. 5—An act to incorporate the Colseed Log Driving Company.

H. B. No. 6—Relative to a ferry across the Columbia river at Umatilla.

H. B. No. 4—Relative to civil practice act.

H. B. No. 7—Relative to tax payers in Pacific county.

H. J. R. No. 1—House Joint Resolution relative to adjournment.

J. L. McDONALD.
Chief Clerk.

Mr. Shaw gave notice that at some future day, he would introduce a bill relative to a grant of land for an Agricultural College.

H. J. R. No. 1—Relative to adjournment over the holidays, was read first time. Rules suspended and resolution read a second time, and

On motion of Mr. Clark,

Amended by striking out "24th" and inserting "25th."

Rules further suspended and resolution read third time, and passed as amended.

Mr. Clark introduced C. B. No. 3—An act dissolving the bonds of matrimony existing between John Kanam and Matilda his wife.

Read first time. Rules suspended and bill read a second time by title, and referred to committee on Judiciary.

Mr. Clark submitted the following report, and introduced the accompanying Resolution:

MR. PRESIDENT:

The committee on Judiciary to whom was referred C. B. No. 3—An act to dissolve the bonds of matrimony heretofore existing between John Kanam and Matilda, his wife, have had the same under consideration, and have instructed me to report the same back to the Council with the recommendation that it be indefinitely postponed; also, to report the Resolution herewith accompanying, and to recommend its adoption.

FRANK CLARK,
Chairman.

On motion of Mr. Cochran,

The report was adopted.

C. B. No. 3, was indefinitely postponed.

Resolved by the Council, That the Courts are the proper and legitimate tribunals to be appealed to by persons desiring a dissolution of the bonds of matrimony, and that this body will not entertain any further applications for divorce.

The ayes and nays being called on the adoption of the above resolution, resulted as follows:

Those voting in the affirmative, were—

Messrs. Angel, Clark, Cochran, Shaw, Sinclair and Mr. President—6.

Mr. Stewart voting no—1.

The Resolution was adopted.

Mr. Clark introduced C. J. R. No. 3—In relation to amending Organic Act, so as to prevent future Legislative Assemblies from granting divorces.

Read first time. Rules suspended and resolution read a second and third times, passed and title agreed to.

H. B. No. 3—Relative to licenses in Clark county, read a first time.

Rules suspended and bill read a second time, and referred to committee, with instructions to print bill and accompanying petition.

H. B. No. 1—An act to amend an act entitled an act to incorporate the City of Vancouver, read first time.

Rules suspended and bill read second and third times, passed and title agreed to.

The following communication was received from the Governor:

EXECUTIVE OFFICE,
OLYMPIA, WASHINGTON TERRITORY,
December 24th, 1863.

To the honorable Council and House of Representatives of Washington Territory:

GENTLEMEN:

Having just been informed of the arrival of the United States War Steamer *Naragansette*, Captain Selim E. Woodworth, Commander, I think it right and proper to request your

honorable bodies to take into consideration the propriety of adopting a joint resolution, to request the commanding officer of said vessel to remain in the waters of the Straits of Fuca, Admiralty Inlet and Puget Sound, to protect the large amount of saw mill and shipping property and towns upon the banks of said navigable waters.

Very Respectfully,
WILLIAM PICKERING,
Governor of Washington Territory.

On motion of Mr. Angel,

The communication was referred to the committee on Military Affairs, who submitted the following report:

MR. PRESIDENT:

Your committee to whom was referred the communication of the Governor, in reference to the war steamer *Naragansette*, have had the same under consideration and have instructed me to report the following Joint Resolution, and recommend that the resolution do pass.

B. F. SHAW,
Chairman.

Mr. Shaw introduced C. J. R. No. 4—Relative to the U. S. Steamer *Naragansette*, which was read first time.

Rules suspended and resolution read a second and third times and passed.

The following message was received from the House by their Clerk:

HALL OF HOUSE OF REPRESENTATIVES,
December 24th, 1863.

MR. PRESIDENT—

I am instructed by the House to inform the Council of the concurrence of the House in Council amendment to H. J. R. No. 1—Relative to the adjournment over the holidays.

J. L. McDONALD,
Chief Clerk.

Mr. Shaw introduced C. B. No. 4—An act appointing James Gallagher Enrolling Clerk for the present session, and providing for the payment of his services.

Bill read first time. Rules suspended and bill read second and third times, passed and title agreed to.

Mr. Cochran introduced C. B. No. 5—An act to authorize Andrew J. Lawrence, Executor of the estate of Esther Short, deceased, to sell the real estate belonging to said estate at private sale.

Bill read first and second times and referred to committee on Judiciary, with instructions to print.

On motion of Mr. Angel,

The Council adjourned until to-morrow morning at ten o'clock.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Friday, December 25th, 1863.

Council met pursuant to adjournment.

Roll called. Absent—Messrs. Clark and Shaw.

Journal of yesterday read and approved.

Mr. Cochran in the Chair.

The following message was received from the House by their Clerk:

HALL OF HOUSE OF REPRESENTATIVES,
December 24th, 1863.

MR. PRESIDENT:

I am instructed by the House to inform the Council of the passage of—

C. J. R. No. 4—Relative the United States War Steamer *Naragansette.*

C. B. No. 4—An act appointing James Gallagher Enrolling Clerk.

Also, of the introduction and passage of—

H. B. No. 10—Relative to Superintendent of Common Schools in Chehalis County.

H. B. No. 11—Relative to County Commissioners of Clalm County.

Also, of the introduction of—

H. B. No. 8—An act to protect free white labor competition with Chinese Coolie labor, and to discourage the immigration of the Chinese into this Territory.

H. B. No. 9—An act relative to a ferry across the Pend D'Orille river.

H. B. No. 12—An act relative to recording marriage certificates.

J. L. McDONALD,
Chief Clerk.

Mr. Angel submitted the following report:

MR. PRESIDENT:

Your committee to whom was referred C. M. No. 1 and C. J. R. No. 4, have examined the same and find them correctly enrolled.

JAMES R. ANGEL,
Chairman.

Mr. President in the Chair.

The following message was received from the House by their Clerk:

HALL OF THE HOUSE OF REPRESENTATIVES,
December 25th, 1863.

MR. PRESIDENT:

I am instructed by the House to inform the Council of the passage of—

C. J. R. No. 2.—Relative to Joint Committee on Rules and Orders.

Also, that the Speaker has signed—

C. M. No. 1—Praying an appropriation to repair military road across the Cascade Mountains.

Also, C. J. R. No. 4—Relative to U. S. War Steamer *Naragansette.*

And are herewith transmitted for the signature of the President of the Council.

J. L. McDONALD,
Chief Clerk.

The President gave notice that he had signed—

C. M. No. 1—Praying an appropriation to repair military road across the Cascade Mountains.

Also, C. J. R. No. 4—Relative to the United States Steamer *Naragansette.*

On motion of Mr. Cochran,

The Hon. Secretary of the Territory was requested to forward a certified copy of C. J. R. No. 4 to Capt. S. E. Woodworth, Commander of the United States War Steamer *Naragansette.*

On motion, the Council adjourned to meet on Monday, January 4th, 1864, at 10 o'clock, A. M.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Monday, January 4, 1864.

Council met pursuant to adjournment.

Roll called. Absent, Messrs. Angel and Clark.

Journal of December 25th, read and approved.

Mr. Shaw introduced C. B. No. 6—An act providing for private incorporations.

Read first and second times, and

On motion of Mr. Cochran,

Referred to Committee on Corporations, with instructions to print.

H. M. No. 1—Relative to grant of land to construct road across the Snoqualmie Pass, read first time.

Rules suspended, read second and third times and passed.

On motion of Mr. Stewart,

The Chair appointed Messrs. Stewart, Shaw and Cochran as an additional standing commitee, to be called the committee on mining and mining relations.

On motion of Mr. Shaw,

The committee on mines and mining relations were instructed to report a memorial praying for the establishment of a branch mint in either Washington, Oregon or Idaho.

Mr. Shaw introduced the following Resolution:

Resolved, That the committee on Ways and Means be instructed to ascertain the whereabouts of the Territorial Auditor and Territorial Treasurer, and to inquire into the financial condition of the respective offices and report to the Council at their earliest conveniance.

On motion of Mr. Cochran,

The resolution was adopted.

The following message was received from the House by their Clerk:

HALL OF HOUSE OF REPRESENTATIVES,
Monday, January 4, 1864.

MR. PRESIDENT:

I am instructed by the House to inform the Council of the introduction and passage of—

H. J. M. No. 3—Relative to mail service on Puget Sound.

H. B. No. 16—An act to amend an act to enable E. C. Hardy and others to open a trail.

H. B. No. 13—An act to enable W. H. Pope to establish a Ferry.

Also, introduction of—

H. B. No. 14—An act to amend an act authorizing George Melville to establish a ferry.

H. B. No. 17—An act to locate a Territorial road in Skamania and Clickatat counties.

H. B. No. 15—Relative to a ferry across the Columbia River.

J. L. McDONALD,
Chief Clerk.

Mr. Cochran in the Chair.

Mr. McFadden introduced C. J. R. No. 3—Relative to a railroad from the Columbia River to Puget Sound.

Read first time. Rules suspended, read second and third times and passed.

H. J. M. No. 3—Relative to mail facilities on Puget Sound, read first time.

Rules suspended, read second and third times and passed.

H. B. No. 16—An act to amend an act entitled an act to authorize E. C. Hardy and his heirs to construct a road in Clarke and Skamia counties, read first time.

Rules suspended and bill read a second time, and

On motion of Mr. McFadden,

Referred to committee on Roads and Highways.

H. B. No. 13—An act to authorize Wm. H. Pope to establish a ferry across Spokane river, read first time.

Rules suspended and bill read a second time, and referred to committee on Corporations, with instructions to print.

On motion of Mr. Cochran,

The Council adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Tuesday, January 5th, 1864.

Council met pursuant to adjournment.

Roll called. Absent, Messrs. Angel and Clark.

Journal of yesterday read and approved.

The President announced the reception of the following annual report of the Territorial Auditor, which was laid on the table and ordered printed:

HON. O. B. McFADDEN,

President of the Council:

SIR:

Herewith I have the honor to transmit to the Legislative Assembly of the Territory of Washington, the Auditor's annual report for the year ending December, 31st, 1863, and remain,

Very Respectfully,

Your most obedient,

RUFUS WILLARD,

Deputy Auditor, W. T.

Olympia, W. T., January 4th, 1864.

TERRITORY OF WASHINGTON,
AUDITOR'S OFFICE,
Olympia, December 31st, 1863.

To the Legislative Assembly of Washington Territory:

I have the honor herewith to submit the following report of the condition of the principal affairs of the Territory, up to the present time:

RECEIPTS AND DISBURSEMENTS OF REVENUE:

The amount received into the Treasury on account of Territorial taxes, from February 19th to October 24, inclusive, by William Cock, Treasurer, as shown by the general account with the Territorial Treasurer, Statement No. 1, is		$2,771 51
The disbursements during the same time, have been	$2,763 06	
Cash in Treasury	8 45	
		$2,771 51

Receipts and disbursements by Daniel R. Bigelow, appointed Treasurer by Governor Pickering—up to the present time:—Same statement have been on account of Territorial Tax:

Receipts	$2,006 45
Disbursements	1,744 80
Making the receipts into the Treasury, during the past year	$4,769 51
And the disbursements during the year	4,507 86
Showing a balance remaining in the Treasury, December 31st, 1863, of	$261 63

STATEMENT No. 1.

WILLIAM COCK, Territorial Treasurer,
In account with Washington Territory: Dr.

1863.					
Feb'y 19.	Cash received from Pacific county				$ 35 72
" 26.	"	"	"	Clarke county	600 00
March 7.	"	"	"	Thurston county	401 94
May 17.	"	"	"	Walla Walla county	395 00
June 2.	"	"	"	Cowlitz county	100 55
May 13.	"	"	"	Lewis county	337 28
July 11.	"	"	"	Spokane county	219 02
" 17.	"	"	"	Cowlitz county	100 00
Aug't 25.	"	"	"	Walla Walla county	482 00
" 29.	"	"	"	Kitsap county	100 00
Total received					$2,771 51

DANIEL R. BIGELOW, Treasurer,
In account with Washington Territory: Dr.

1863.					
Oct. 24.	Cash received from Treasurer				$ 8 45
Nov. 23.	"	"	"	Wahkiakum county	10 00
" 21.	"	"	"	Kitsap county	820 00

Nov.	26.	Cash received from Sawamish county...	44 05
"	"	" " " Jefferson county....	63 33
"	27.	" " " King county.....	202 20
"	30.	" " " Thurston county....	443 00
Dec.	10.	" " " Lewis county.....	120 00
"	19.	" " " Kitsap county.....	40 00
"	"	" " " Pacific county.....	248 50
"	26.	" " " Wahkiakum county.	6 80
		Total	$2,006 45

Statement of warrants and orders drawn upon the Treasury from the 2nd of January to the 18th November, 1863, on account of the general and contingent expenses of the Territory:

1863.

Jan'y	2.	To Charles Grainger, for hauling Territorial Arms	$ 3 00
"	5.	To L. H. Offutt, for wood furnished Auditor's Office.....	10 00
"	"	To W. H. Pope, for Clerical services in copying the decisions of the Supreme Court of the Territory	75 00
"	21.	To A. J. Lawrence, for services as Clerk of Joint Committee of Legislature, appointed for the purpose of reporting certain laws, &c	300 00
"	21.	To John R. Bergen, for services as Clerk of Joint Committee	300 00
"	1.	To H. G. Struve, Esq., his half-year's salary as Prosecuting Attorney, 2nd Judicial District	100 00
"	29.	To J. W. Grant, for his services as Enrolling Clerk to Legislature, session 1862–63.....	200 00
"	30.	To Lycurgus Jackson, for services as Sheriff of Walla Walla county, special appropriation.....	236 50

Jan'y 24.	To David Phillips, Esq., late Treasurer, it being balance due him on settlement of his accounts	10 18
" 31.	To A. J. Moses, for his services as Enrolling Clerk, session of 1858–59	200 00
Feb'y 4.	To Richard Lane, his services as Clerk of the Supreme Court, in recording the opinions of said Court	92 00
" 7.	To J. B. Cole, M. D., for professional services attending Territorial convicts at Vancouver	75 00
" "	To Joseph H. Kellett, of the "Washington Hotel," for subsistence, &c., furnished Sheriff of Clalm county, on his way to Vancouver with an insane man	13 50
" "	To Steamer *Eliza Anderson*, for passage of Sheriff of Clalm county and insane person from Port Angelos to Olympia, and the return passage of Sheriff	46 50
" 17.	To W. A. Brandow, Dep'y Sheriff of Thurston county, for two nights attendance on insane person, Feb'y 7th and 8th	4 00
" 18.	To Henry Winsor, for transportation furnished for Sheriff of Clalm county and insane man, from Olympia to Monticello, and return of Sheriff, Feb. 9th	45 00
March 14.	To Territorial Auditor, on account of his expenses, in part, in a trip to Walla Walla, on the information that the Sheriff of said county was about to leave, having collected a large amount of Territorial and Government direct taxes, funds, &c., (expenses in legal tenders,)	140 00
	(See report of grand jury of Walla Walla county, accompanying this report.)	
" 18.	To R. W. Moxlie, Sheriff of Thurston county, his bill of costs in the case of the Territory vs William Clunas	21 00
" 20.	To Watson & Abbott, for printing Revenue	

		Law of 1863, in pamphlet form, for circulation in counties	30 00
		And for printing 5,500 poll tax blanks	82 50
"	30.	To Thomas M. Reed, for cash advanced in payment of Express charges on public documents for Territorial Library	77 48
April	2.	To Alleck C. Smith, his half-year's salary as Prosecuting Attorney, 3d Judicial District, ending Dec. 31st, 1862	100 00
June	10.	To Northrup & Rees, for printing poll tax blanks, 1862–63	30 00
"	30.	To Alleck C. Smith, his half-year's salary as Prosecuting Attorney, for the half year, ending this day	100 00
"	12.	To David J. Chambers, for rent of office for Territorial Auditor	27 50
July	25.	To Daniel Bagley, his per diem pay for services as University Commissioner, from June 15th to November 15th, 1862	336 00
"	27.	To H. G. Struve, Esq., his half-year's salary as Prosecuting Attorney of the 2nd Judicial District, ending July 1st, 1863	100 00
"	"	To R. M. Walker, his quarter's salary for the quarter ending April 14th, 1863	25 00
"	"	To Elwood Evans, Esq., Secretary Territory, to pay for stand of colors for 1st Regiment W. T. Infantry, as per appropriation of Legislature	400 00
"	28.	To Edmund Carr, his services as University Commissioner, for the year 1862	100 66
"	29.	To Geo. W. Shoemaker, for transportation of Territorial Arms from Wallula to Walla Walla	65 00
"	30.	To Sister Joseph, Superioress of the Sisters of Charity, for care and keeping of the Insane of the Territory, up to July 22, 1863,	1,010 28
"	31.	To G. K. Willard & Son, their bill for stationery furnished the officers of the Territorial Superintendent of Schools, Quarter-	

		master General, and Auditor in 1860–61–and '62, and not heretofore presented for settlement	25 62
Aug.	1.	To A. R. Burbank, for subsistence furnished at his hotel, to F. Kennedy and an insane man in his charge, on the way to the Asylum at Vancouver	10 00
"	3.	To Chas. E. Williams, for one stove and pipe for Auditor's office	12 00
Oct.	24.	To R. M. Walker, his salary as Auditor for 2d and 3d quarters, 1863	50 00
Nov.	16.	To Edward Lander, for rent of office for Auditor	52 75
"	"	To Wilson & Abbott, for printing	12 00
"	29.	To Sheldon B. Fay, his half-year's salary as Prosecuting Attorney for the 1st Judicial District, ending January 1st, 1864	100 00
		Total	$4,718 47

TERRITORIAL INDEBTEDNESS.

Amount of warrants outstanding on the 20th January, 1863	$7,440 78
Issued during the year	4,718 47
	$12,159 25
From which deduct amount redeemed to date	3,935 33
Making the total indebtedness up to this time, as far as known	$8,224 02

RESOURCES:

Balance of revenue in Treasury	$ 261 63
Due from counties, running since 1854	4,170 70

Tax of 1863, reconed on the valuation.....	4,160 75
Estimate net proceeds of the poll tax due the Territory, for 1863.....	1,500 00
Total resources.....	10,093 00

THE GOVERNMENT DIRECT TAX:

Of the $7,755 33 levied upon this Territory by act of Congress of August 5th, 1861, as a direct tax, there has been paid to the United States' Collector of Internal Revenue, the sum of	$4,543 85
Leaving a balance still due the Government of.....	3,211 48

KEEPING OF THE INSANE AND IDIOTIC OF THE TERRITORY:

The Governor and Auditor of the Territory, under authority of an act of the Legislative Assembly, passed January 16th, 1863, closed a contract with the Sisters of Charity of the city of Vancouver, on the 22d of October, 1862, for the keeping of the Insane and Idiotic of the Territory. On the 22d Jnly, 1863, the Sisters rendered their account for services under that contract, amounting up to that time to $1,010 28

The expenses incurred by the Territory, in conveying indigent insane to the Asylum, up to this date, has been	341 50
Making.....	$1,351 78

The contract price for keeping these patients, including board, clothing, washing, medicines, medical attendance and nursing, is eight dollars per week, made on a cash basis. The price is low for the service rendered, and should be paid in coin. The keepers of the insane of the State of Oregon receive twelve dollars per week, in coin, and the patients of that Asylum are not more tenderly cared for than those of our own Territory are

by the Sisters at Vancouver. I can bear witness, from a personal examination, of the admirable manner in which the Asylum of the Sisters is conducted. Every department is cleanly and in good order, and no pains or labor seems to be spared to make the inmates comfortable. Shower and other baths are prepared, conducing much to the health and comfort of the patients.

The contract price, if paid in cash, the Sisters inform me, would be satisfactory to them, although they deem it an insufficient remuneration for the trouble and expense incurred.

I would recommend that the Legislature levy a tax of one mill on the dollar of the taxable property of the Territory, for the purpose of creating a fund expecially for the purpose of the keeping and care of the insane and idiotic of the Territory, to be paid in coin. That, like the school tax, it be subject to no delinquencies, but that the full amount falling upon each county according to its assessment, be paid into the Territorial Treasury free from any deductions on account of commissions, and that not a cent of this fund be appropriated to any other purpose than for the benefit of the insane, subject to disbursment only on orders of the Governor and his associate.

It is not deemed necessary to argue the necessity of creating this fund, or of the holding it sacred for the beneficial object for which it is intended. Insanity is a terrible calamity, and one to which all are liable at any moment. It would seem then, that not an objection can reasonably be made to the levying of this tax, or to the Legislature making provision for creating a fund for the care and maintenance of those upon whom this unfortunate calamity may fall.

I trust, therefore, that certain and sure provision will be made for the purpose stated, whether in the manner suggested or in some other way which in the wisdom of the Legislative Assembly may be deemed more expedient.

REVENUE FROM TURNPIKE AND PLANK ROADS.

It is an admitted fact that nothing so much conduces to the building up of a country, and to its rapid development, as good

roads. These are essential to all classes. Heretofore, when charters for this purpose have been asked of the Legislative Assembly of this Territory, by those who would willingly invest their capital in such enterprises could they obtain charters which would insure them a fair interest on their money, they have uniformly been met by the cry of monopoly. Men who make this an objection to granting franchises, do not seem desirous of advancing the interests of our Territory, or of its citizens. This objection is a bane and a curse on any new country, and in no part of the Pacific Coast is the fact more patent and discovable than in that part of Washington Territory lying west of the Cascade Mountains. Year after year, since the organization of the Territory and the session of the first Legislative Assembly, have attempts been made to secure charters for roads which, from the rates of toll proposed to be charged, would have paid a fair interest on the capital invested and immeasurably have benefitted the country; but the baneful and destructive cry of monopoly has defeated improvements in the country, and to-day the prospects of this portion of Washington Territory are not a hundredth part as flattering as they were eight years ago. And this is chargeable to those or a majority of those who have represented in the Territorial Legislature, from year to year, that district of country alluded to. It is a well known fact that three-fourths of the representation in the Legislature is from the counties west of the mountains, having the power, therefore, of carrying any measure upon which they would unite.

The Puget Sound country is utterly shut out from direct communication with the eastern portion of the Territory and the rich and exhaustless mineral regions in and adjacent thereto, for the want of a wagon road, or even a pack trail, across the Cascades. To reach the only line of travel now existing to these mines—the Columbia river—requires a journey of 150 miles, one-half of this distance being over one of the worst roads in existence, and this the only ingress or egress out of this portion of the Territory by land. It will be in vain then to wish or look for an accession of population in the Puget Sound, Chehalis and Cowlitz regions until such time as by charters of the most liberal kind, granted by the Legislature, capitalists will be induced to invest their money in the construction of such high-

ways as can, at all seasons of the year, be traveled with speed and safety, and which will give access by a short land route from the Sound to the gold and silver regions of the Territory of Idaho.

Whether to persist in the groundless prejudice against charters for good roads and other internal improvements, thereby keeping population out of the country; or whether to grant privileges for the construction of turnpike and plank roads on such liberal terms as may induce the investment of capital, thereby opening a communication between the Sound and Oregon, and the mineral regions east of the mountains, is a measure which a majority of the coming Legislative Assembly, being a party in interest, have the power to decide. Let there be a charter granted for a plank and turnpike road for a period of eight years, from the head of Puget Sound to Monticello, allowing the company to charge toll even at the rate of one dollar for every ten miles, upon all vehicles passing over it, and such other rates upon all loose stock as may be deemed sufficient, with a stipulation that the company pay into the Territorial Treasury five per cent. of the gross receipts for tolls. This will certainly insure an additional revenue to the Territory and it is believed the construction of the road too.

R. M. WALKER,
Auditor.

The following is the annual report of the Territorial Treasurer, which was received and laid on the table and ordered printed:

TERRITORY OF WASHINGTON,
TREASURER'S OFFICE,
Olympia, December 15th, 1863.

To the Legislative Assembly of the Territory of Washington:

I have the honor to submit the following report of the receipts and disbursements of Territorial Revenue, from the 19th day of February, 1863, to the present time:

ACCOUNT OF RECEIPTS:

WILLIAM COCK, Territorial Treasurer,
In account with Washington Territory: Dr.

1863.					
Feb'y 19.	Cash received	from	Pacific county.....	$	35 72
" 26.	"	"	" Clarke county.....		600 00
March 7.	"	"	" Thurston county....		401 94
May 17.	"	"	" Walla Walla county.		395 00
June 2.	"	"	" Cowlitz county.....		100 55
May 13.	"	"	" Lewis county		337 28
July 11.	"	"	" Spokane county....		219 02
" 17.	"	"	" Cowlitz county.....		100 00
Aug't 25.	"	"	" Walla Walla county.		482 00
" 29.	"	"	" Kitsap county.....		100 00
Total received				$	2,771 51

ACCOUNT OF MONEYS DISBURSED:

1863.			Cr.
Feb'y 20.	Paid D. Phillips, late Treasurer, Auditor's Warrant.....	$	10 18
March 11.	Paid warrant No 67		133 12
" "	Paid warrant No. 69.....		219 14
" 14.	By amount paid R. M. Walker, on account of contingent expenses of Auditor's office		140 00
" 19.	Amount paid on warrant No. 70.....		244 37
" 26.	Paid Watson & Abbott for tax law in pamphlet form, 5.500 poll tax receipts.....		112 50
April 22.	Paid on warrant No. 71.....		50 00
" 25.	Amount paid J. Kellet. on Auditor's order.		13 50
May 1.	Paid on warrant No. 80		146 00
" 19.	Paid for printing poll tax receipts for '62 and 63, at Walla Walla.....		30 00
June 10.	Paid on warrant 125.....		30 00
" 20.	Paid on warrant No. 78.....		289 04
July 11.	Paid Express charges, as per receipt.....		4 00
" 17.	Paid on warrant No. 119		117 91

July	17.	Paid on warrant No. 121	58 95
"	"	Paid on warrant No. 136	57 85
"	17.	Paid on warrant No. 14	77 50
"	19.	Paid on warrant No. 75	119 15
"	"	Amount retained, 2 per cent. on receipts	43 79
"	"	By " " on amount disbursed	37 06
"	27.	On Auditor's salary	25 00
Sept.	1.	Paid warrant No. 22, drawn in favor of Sec. Evans, to pay for a stand of colors for 1st Regiment W. T. Infantry	400 00
		Amount retained for receiving and disbursing	16 00
Oct.	24.	Paid on warrant No. 83	92 00
		Treasurer's per cent. on same	3 68
"	"	Paid on warrant No. 99	233 00
		Treasurer's per cent. on same	9 32
"	14.	On Auditor's salary	50 00
		Amount paid over to D. R. Bigelow, appointed Treasurer	8 45
			$2,771 51

DANIEL R. BIGELOW, Treasurer,
In account with Washington Territory: Dr.

1863.			
Oct.	24.	Cash received from Treasurer	$ 8 45
Nov.	23.	" " " Wahkiakum county	10 00
"	21.	" " " Kitsap county	820 00
Nov.	26.	Cash received from Sawamish county	44 05
"	"	" " " Jefferson county	63 35
"	27.	" " " King county	202 20
"	30.	" " " Thurston county	443 00
Dec.	10.	" " " Lewis county	120 00
"	19.	" " " Kitsap county	40 00
"	"	" " " Pacific county	248 50
"	26.	" " " Wahkiakum county	16 80
		Total	$2,006 35

ACCOUNT OF MONEYS DISBURSED:

1863.			Cr.
Nov.	15.	To cash paid Wm. Pickering, Governor, on warrant No. blank ..... $	2 50
"	26.	To cash paid on warrant No. 98, 1861	430 65
"	"	To cash paid on warrant No. 100, '61	186 00
"	"	To cash paid on warrant No. blank, to E. S. Fowler, contingent expenses	28 50
"	28.	To cash paid on warrant No. 102, '61	74 75
Dec.	5.	To cash paid on warrant No. 4, '61	301 50
"	"	To cash paid on warrant No. 81, '61	127 50
"	12.	To cash paid on warrant No. 3, '61	158 00
"	15.	To cash paid on warrant No. 115, '61	123 00
"	25.	To cash paid on warrant No. 1, (1861	239 05
		Total	$1,671 45
		By Treasurer's commission on $3,677 80 received and disbursed, 2 per cent .. $ 73 55	
		Money on hand 261 35	
			$2,006 35

The following statement of balances due from the several counties has been furnished me by the Auditor:

Clallam county	$ 178 38
Jefferson county	165 07
Island county	562 20
Whatcom county	474 02
Snohomish county	95 09
King county	144 19
Kitsap county	283 76
Sawamish county	161 34
Thurston county	260 32
Pacific county	75 75
Wahkiakum county	7 74
Cowlitz county	144 95
Clarke county	846 48
Skamania county	368 53
Spokane county	6 60
Walla Walla county	296 27

The following sums have been received of the United States direct tax for 1862:

1863.			
Feb'y	12.	Cash received of R. W. Moxlie, Sheriff of Thurston county	$ 75 00
March	7.	Cash received of W. B. Valentine, Sheriff of Chehalis county	105 50
"	10.	Cash received of Stephen Judson, Sheriff of Pierce county	240 00
April	1.	Cash received of G. P. Knight, Sheriff of Island county	20 00
"	18.	Cash received of T. L. Russell, Sheriff of King county	221 00
May	17.	Cash received of James McAuliff, Treasurer of Walla Walla county	52 00
June	2.	Cash received of V. M. Wallace, Treasurer of Cowlitz county	202 00
May	12.	Cash received of J. D. Decker, Treasurer of Lewis county	313 00
July	18.	Cash received of H. B. Manchester, Sheriff of Kitsap county	252 19
"	25.	Cash received of H. L. Tibbals, Sheriff of Jefferson county	325 00
Sept.	25.	Cash received from Treasurer of Pacific county	125 00
Dec.		Cash received of John Aird, Sheriff of Clarke county	900 00
		Total	$2,850 69

To cash paid H. A. Goldsborough and Joseph Cushman, receivers of the Government direct tax, as per receipts $2,737 75

Treasurer's per cent. on receiving and disbursing $5,572 10, 2 per cent $111 36

Over paid $18 42

Amount still due from the several counties of the Government direct tax, for 1862, as furnished by the Auditor:

Clallam county	$ 70 40
Jefferson county	77 17
Island county	24 20
Whatcom county	252 48
Snohomish county	20 84
King county	39 20
Kitsap county	38 88
Pierce county	719 15
Sawamish county	34 19
Thurston county	286 36
Lewis county	43
Chehalis county	17 29
Pacific county	37 18
Cowlitz county	50
Clarke county	212 76
Skamania county	128 70
Spokane county	255 91
Walla Walla county	1,261 10

D. R. BIGELOW,
Territorial Treasurer.

January 4th, 1864.

The following is the annual report of the Territorial Librarian, which was received, read, laid on the table and ordered to be printed:

To the Honorable the Legislative Assembly of the Territory of Washington:

GENTLEMEN:

In accordance with an act passed January, 27th, 1863, requiring the Librarian to report, in a condensed form, all the catalogues of books that are contained in the several annual reports of the Librarians that have been in office since the first elected Librarian for this Territory, also the number of additional books, as near as may be, that have been added to the

Library since the winter and spring of 1854. There was in the Library in 1854, four thousand and seven volumes. There has since that date been added to the Library one thousand nine hundred and ninety-three volumes, of which amount ninety-three volumes have been added since January the 27th, 1363, which may be found classified and arranged in alphabetical order upon the shelves, so that a committee appointed by your Honorable Body will have no difficulty in obtaining such information as they may desire.

Annexed will be found a supplemental catalogue of the books received since the last annual report.

All of which is respectfully submitted.

J. C. HEAD,
Territorial Librarian.

LAW WORKS AND PUBLIC DOCUMENTS.

	NO. VOLS.
WISCONSIN—	
Assembly Journal of Wisconsin, 1862,.....	1
Assembly Journal of Wisconsin, 1862,.....	1
do do do 1862,..... ..	2
Senate Journal of Wisconsin, 1862,.....	1
Senate Journal of Wisconsin, 1862,.....	2
Annual Report of the Secretary of Wisconsin.	
MINNESOTA—	
Executive Documents, 1861,.....	1
Session Laws, 1862,.....	1
Journal of the House, May session, 1862,.....	1
Journal of the Senate, May session, 1862,.....	1
Journal of the Senate, 4th session, 1862,.....	1
Journal of House of Representatives, 4th sess. 1862,.	1
CONNECTICUT—	
Public Acts, Special Session, 1861 and '62.....	1

	NO. VOLS.
MASSACHUSETTS—	
Special Laws, 1854 to 1859, Vol. 10	1
Acts and Resolves, 1862,	1
Acts and Resolves, 7 to 15, 1862,	1
Acts and Resolves, 16 to 42, 1862,	1
KANSAS—	
Compiled laws, 1862	1
NEW YORK—	
Seventy-fifth Report Regents of New York University,	1
Assembly Documents of New York, 138, 1861	1
Assembly Documents of New York, 131—1861	1
Assembly Documents of New York, No. 1 to 29, 1863.	
Laws of New York, 85th session, 1862,	1
IOWA—	
Iowa Reports, Vol. 12, by Withraw	1
RHODE ISLAND—	
Rhode Island Reports, Vol. 6, by Ames	1
MISSOURI—	
Missouri Reports, 31st	1
Reports by Whittlesey	2
MINNESOTA—	
Reports, 5th, by Harvey,	1
MASSACHUSETTS—	
Allen's Reports, Vol. 2	1
Allen's Reports, Vol. 3	1
Gray's Reports, Vol. 5	1
VERMONT—	
Reports, Vol. 33, new series, Vol. 4, by Shaw	2
MARYLAND—	
Reports, Vol. 43, 1862	1

	NO. VOLS.
NEW HAMPSHIRE—	
Reports, Vol. 5, by Chandler, 1862	1
Journal of House of Representatives, 1862	1
Journal of Senate, 1862	1
Annual Report of Common Schools,	2
CALIFORNIA—	
Statutes, latest at Secretary Evans' office,	1
Assembly Documents, No.'s 111 to 193, 6 Vols., 1862	6
Assembly Documents, Vol. 5, 1862,	1
DACOTA—	
Council Journal, 1862 '63	1
House Journal, 1862 '63	1
Laws, 1862 '63	1
MICHIGAN—	
Reports, by Cooley	6
Laws, 1863	1
Assembly Documents, No. 45 to 99	4
Assembly Documents, 1862, No. 1 to 8, No. 25 to 64	3
Assembly Documents, 9 to 24, 1862	2
Journal of Senate, 14th session	1
Appendix to Journal of Senate, 14th session,	1
Journal of session, 14th session,	1
Appendix to Journal of Senate and Assembly, 14th session,	1
Assembly Documents, No. 210 to 248, 1852	8
Assembly Documents, No. 19 to 20, Vol. 7, 1862	1
KENTUCKY—	
Acts of the Assembly, 1861 and '62	1
Auditor's Report, 1861–62	1

SUPPLEMENTAL CATALOGUE OF BOOKS RECEIVED SINCE DECEMBER 25, 1863.

	NO. VOLS.
House Journal 2d session 37th Congress	1
Laws of Maryland, 1862	1
Legislative Documents of New Jersey, 1862	1
Council Journal of Colorado Territory, 1862	1
House Journal of Colorado Territory, 1862	1
General Laws of Colorado, 1862	1
Journal of Assembly of California, 1862	1
Journal of Senate of California, 1862	1
Appendix to Journal of Senate and Assembly of California	1
Laws of Iowa, 1852	1
Agriculture of the State of Maine, 2 series	1
Acts and Resolves of the State of Maine, 1862	1
Laws of Pennsylvania, 1862	1
Laws of New Hampshire, 1862	1
Seventh Report Railroad Commissioners of Vermont, 1862	1
Fifth Board of Education, Vermont, 1862	1
Sixth do do do do	1
Annual Report State Auditor, Vermont, 1862	1
Vermont House and Senate Journals, 1861	2
Transactions of Wisconsin Agricultural Society, 1862	1
Laws of Vermont, 1861	1
General and Private Laws of Wisconsin, 1862	2

DATES BELOW, ALL 1862.

Report of the Governor of Ohio on Common Schools	1
Ohio Laws and School Laws	2
Ohio Agricultural Reports	1
Executive Documents, Ohio, parts 1st and 2d	2
House and Senate Journals, Ohio	2
Executive Documents, parts 1st and 2d	2
Fifth and 6th Reports Board of Education, Vermont	2
Maine Acts and Resolves	1
Connecticut House and Senate Journals	2
Minnesota House and Senate Journals	2
Message of the Governor of Ohio	

	NO. VOLS.
New Jersey Annual Report of Public Schools	1
Vermont Report of Rail Road commons	1
Rhode Island Acts and Resolves,	1
Connecticut Public Acts	1

J. C. HEAD,
Territorial Librarian.

Olympia, January 4, 1864.

Mr. Shaw made the following report:

MR. PRESIDENT:

Your committee on Corporations to whom was referred C. B. No. 1, have had the same under consideration and have instructed me to report the following substitute, and recommend that the substitute do pass.

B. F. SHAW,
Chairman.

Substitute for C. B. No. 1—An act to incorporate the Whatcom Coal Mining Company, was read first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

The following message was received from the House by their Clerk:

HALL OF HOUSE OF REPRESENTATIVES,
January 4, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council of the passage of the following bills:

House bill No. 2—An act to incorporate the Pill-Chuck Log Driving Company.

House bill No. 5—An act to incorporate the Colseed Log Driving Company.

House bill No. 6—An act to establish a Ferry across the Columbia river opposite the town of Umatilla, Washington Territory;

House bill No. 7—An act relative to the tax-payers of Pacific county.

H. B. No. 9—An act amendatory of an act to establish a ferry across the Pen D'Orille river.

Also, of the passage of—

C. J. R. No. 5—Relative to a railroad from the Columbia river to Puget Sound.

Also, C. J. R. No. 3—Relative to a change in the Organic Act.

J. L. McDONALD,
Chief Clerk.

Upon leave, Mr. Stewart introduced—

C. B. No. 7—An act authorizing M. B. Morris to establish a ferry on Snake river.

Bill read a first time.

Rules suspended, bill read a second time, and referred to committee on Corporations, with instructions to print.

Upon leave, Mr. Cochran introduced—

C. B. No. 8—An act authorizing the creation of a jail-fund in Clarke county.

Bill read a first time.

Rules suspended and bill read a second time and referred to Judiciary committee with instructions to print.

On leave, Mr. Stewart introduced—

C. B. No. 9—An act authorizing Daniel Welch and Wm. Nix to establish a ferry on Spokane river.

Bill read a first time.

Rules suspended and bill read a second time, and referred to committee on Corporations, with instructions to print.

On leave, Mr. Shaw introduced—

C. B. No. 10—An act authorizing aliens to hold and convey real estate.

Bill read a first time.

Rules suspended and bill read a second time, and referred to committee on Judiciary with instructions to print.

Mr. Shaw submitted the following report:

MR. PRESIDENT:

Your committee on Corporations to whom was referred C. B. No. 2, have had the same under consideration, and have in-

structed me to report the same back with amendments and recommend that the bill, as amended, pass.

B. F. SHAW,
Chairman.

C. B. No. 2—An act to incorporate the Snohomish and Skywhamish Log-Driving Company.

Amendments offered by committee were adopted.

Bill read a third time passed and title agreed to.

On leave, Mr. Shaw introduced—

C. B. No. 11—An act in relation to District Courts.

Read a first time.

Rules suspended, bill read a second time and referred to the committee on Judiciary with instructions to print.

Mr. Shaw in the Chair.

On leave, Mr. McFadden introduced—

C. B. No. 12—An act relative to estate in dower.

Bill read a first time.

Rules suspended and bill read a second time and referred to Judiciary committee, with instructions to print.

Mr. President in the Chair.

Business from the House:

H. B. No. 2—An act incorporating the Pill-Chuck Log-Driving Company, read a first time.

Rules suspended and bill read a second time and referred to committee on Corporations, with instructions to print.

H. B. No. 5—An act incorporating the Colseed Log-Driving Company, read a first time.

Rules suspended, read a second time and referred to committee on Corporations, with instructions to print.

H. B. No. 6—An act authorizing the erection of a ferry across the Columbia river, opposite the town of Umatilla, read a first time.

Rules suspended and bill read a second time, amended, and referred to committee on Corporations, with instructions to print.

H. B. No. 7—An act authorizing the tax payers in Pacific county to expend a portion of their road tax on the navigable waters of said county, in removing obstructions to navigation, read a first time.

Rules suspended and bill read a second time and referred to committee on Roads and Highways, with instructions to have the same printed.

H. B. No. 9—An act amendatory of an act authorizing A. W. Compton and Henry Carnes to establish a ferry across the Pen D'Orille river, read a first time.

Rules suspended and bill read a second time and referred to committee on Incorporations, with instructions to have the same printed.

H. B. No. 10—An act supplementary to an act entitled an act to enable the Superintendent of Common Schools of Chehalis county to sell and convey certain school lands to John Brady, passed January 16th, 1863, read a first time.

Rules suspended, bill read a second time and referred to Judiciary Committee, with instructions to print.

H. B. No. 11—An act directing the County Commissioners of Clallam county to convey certain school lands to Messrs. Smalley, Crosby and Freeman, read first time.

Rules suspended, bill read a second time and referred to Judiciary committee, with instructions to print.

On motion of Mr. Shaw,

Council took a recess of 20 minutes.

Council re-assembled.

On leave, Mr. Cochran introduced—

C. J. R. No. 5—Relative to joint convention to elect Territorial Treasurer, Auditor and Librarian.

Read first time.

Rules suspended, read second and third times and passed.

The following message was received from the House by their Clerk:

HALL OF HOUSE OF REPRESENTATIVES,
January 5th, 1864.

MR. PRESIDENT:

I am instructed by the House to inform the Council of the passage of—

H. B. No. 12—An act to provide a fee for recording of marriage licenses.

H. B. No. 15—An act authorizing Lewis Van Vleet and associates to establish a ferry across the Columbia river.

H. B. No. 17—An act to locate a Territorial road in Skamania county.

Council Bill No. 2—An act to incorporate the Snohomish and Skyhomish Log Driving Company.

Also, the introduction of—

H. B. No. 20—An act regulating the time for holding elections in Washington Territory.

H. B. No. 19—An act for the relief of Clarke county.

J. L. McDONALD,
Chief Clerk.

H. B. No. 12—An act to provide a fee for recording marriage certificates, read a first time.

Rules suspended and bill read a second time, and

On motion of Mr. Shaw,

Laid on the table.

H. B. No. 15—An act authorizing Lewis Van Vleet and E. C. Hardy to keep a ferry across the Columbia river.

Bill read a first time.

Rules suspended and bill read a second time, and referred to committee on Corporations, with instructions to print.

H. B. No. 17—An act to locate a Territorial road in Klickatat and Skamania counties.

Bill read a first time.

Rules suspended and bill read a second time and referred to committee on Roads and Highways, with instructions to have the same printed.

On motion of Mr. Shaw,

The Council adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Wednesday, January 6th, 1864.

Council met pursuant to adjournment.

Roll called. Absent, Messrs. Angel and Clark.

Journal of yesterday read and approved.

On leave, Mr. Sinclair introduced—

C. B. No. 13—An act to incorporate the Hum-hum-mi Log Driving Company.

Bill read a first time.

Rules suspended, bill read a second time, and referred to committee on Corporations, with instructions to print.

Mr. Cochran submitted the following report:

MR. PRESIDENT:

Your committee on Roads and Highways to whom was referred H. B. No. 16—An act authorizing E. C. Hardy to open a trail in Clark and Skamania counties; also, H. B. No. 17—An act locating a Territorial road in Skamania and Klickatat counties, have had the same under consideration and I am instructed by the committee report back to the same and recommend that they do pass.

H. COCHRAN,
Chairman.

The official oath of James H. Gallagher, Enrolling Clerk, sworn to before the Hon. Secretary of the Territory, and dated Dec. 26th, 1863, was placed on file.

On motion of Mr. Cochran,

Council adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Thursday, January 7th, 1864.

Council met pursuant to adjournment.

Roll called. Absent—Mr. Angel.

Journal of yesterday read and approved.

Mr. Shaw submitted the following report:

MR. PRESIDENT:

Your committee on Corporations to whom was referred H. B. No. 5, have had the same under consideration, and have instructed me, to report the same back and recommend that the bill do pass.

B. F. SHAW
Chairman.

H. B. No. 16—An act to amend an act entitled an act authorizing E. C. Hardy and others to open a trail and make a wagon road in Clarke and Skamania counties, having been reported back from the committee on Roads and Highways, was

On motion of Mr. Clark,

Re-committed to committee on Corporations.

Mr. Shaw in the Chair.

The following message was received from the House by their Clerk:

HALL OF HOUSE OF REPRESENTATIVES,
January 6, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council of the passage of the following bills and resolutions:

Substitute for C. B. No. 7—An act to incorporate the Whatcom Coal Mining Company.

H. B. No. 28—An act to incorporate St. John's Church in Olympia.

H. B. No. 31—An act to repeal an act for the preservation of oysters and other shell-fish.

H. B. No. 26—An act to amend an act offering bounties for killing wild beasts.

C. J. R. No. 5—Relative to joint convention to elect Territorial Treasurer, Auditor and Librarian.

Also, of the introduction of the following bills:

H. B. No. 22—An act assigning the judicial districts of Washington Territory.

H. B. No. 23—An act assigning the district judges in Washington Territory.

H. B. No. 24—An act establishing United States courts in Washington Territory.

H. B. No. 25—An act to pay R. M. Walker for services as Enrolling Clerk, during the Legislative session of 1860-61.

H. B. No. 27—An act authorizing Isaac Kellog to establish a ferry on Snake river.

H. B. No. 29—An act to incorporate the Duwamish Log-Driving Company.

H. B. No. 30—An act to amend an act to prohibit swine running at large in Walla Walla county.

J. L. McDONALD.
Chief Clerk.

H. B. No. 17—An act to locate a Territorial road in Skamania and Klickatat counties.

Bill read a third time passed and title agreed to.

H. B. No. 5—An act incorporating the Colseed Log-Driving Company.

Bill read a third time, passed and title agreed to.

Mr. Cochran submitted the following report:

MR. PRESIDENT:

Your committee on Rules and Orders beg leave to report that they have examined the rules and orders as adopted at the last session of the Council, and would recommend the adoption of the same for the government of the Council at its present session.

H. COCHRAN,
Chairman.

H. B. No. 12—An act relative to marriage certificates, was read a third time, and

On motion of Mr. Cochran,

Was indefinitely postponed.

H. B. No. 26—An act to amend an act relative to killing of wild animals, was read a first time.

Rules suspended and bill read a second time, and referred to committee on Judiciary with instructions to print.

H. B. No. 28—An act to incorporate St. John's Church of Olympia.

Read first time.

Rules suspended, read second and third times, passed and title agreed to.

H. B. No. 31—An act to repeal an act for the preservation of clams, oysters and other shell-fish.

Bill read a first time.

Rules suspended and bill read a second time and referred to Judiciary committee with instructions to print.

On leave, Mr. Stewart introduced—

C. B. No. 14—An act amendatory of an act relative to suits for divorce and alimony.

Bill read a first time.

Rules suspended and bill read a second time and referred to Judiciary committee, with instructions to print.

Mr. President in the Chair.

The President gave notice of the signing of—

C. J. R. No. 5—Relative to a railroad from the Columbia river to Puget Sound.

Also, H. J. M. No. 1—Relative to a military road across the Cascade Mountains.

Mr. Shaw in the Chair.

On leave, Mr. Cochran introduced—

C. J. R. No. 6—Relative to joint committee on Enrolled Bills. Read a first time.

Rules suspended and resolution read a second and third times and passed.

On motion of Mr. Cochran,

Council adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Friday, January 8th, 1864.

Council met pursuant to adjournment.

Roll called. Absent, Mr. Angel.

Journal of yesterday read and approved.

Mr. Shaw in the Chair.

Mr. Cochran submitted the following report:

MR. PRESIDENT:

Your committee to whom was referred H. B. No. 9, providing for removing obstructions to navigation in Pacific county, have had the same under consideration and instructed me to report the same back, and recommend its passage.

H. COCHRAN,
Chairman.

Mr. Clark, at the request of Mr. Shaw, submitted the following reports:

MR. PRESIDENT:

Your committee on Corporations to whom was referred C. B. No. 9, C. B. No. 7, H. B. No. 2, and H. B. No. 9, have had the same under consideration, and instructed me to report the same back to the Council and recommend their passage.

B. F. SHAW,
Chairman.

MR. PRESIDENT:

Your committee on Corporations to whom was referred H. B. No. 16—An act to amend an act to authorize E. C. Hardy and others to open a trail and make a wagon road in Clarke and Skamania counties, have had the same under consideration, and have instructed me to report the same back with amendments, and recommend that it pass as amended.

B. F. SHAW,
Chairman.

On motion of Mr. Clark,

The Council took a recess of 30 minutes.

Council re-assembled.

The following message was received from the House by their Clerk:

HALL OF HOUSE OF REPRESENTATIVES,
January 8th, 1864.

MR. PRESIDENT:

I am instructed by the House to inform the Council of the passage of the following bills and resolutions:

H. B. No. 8—An act to levy a tax on persons of the Mongolian race.

H. B. No. 14—An act to amend an act entitled an act authorizing Geo. Melville to establish a ferry on the Kootania river.

H. B. No. 32—An act to repeal an act to prevent the depreciation of legal tender notes.

C. J. R. No. 6—Relative to a joint committee.

Also, the introduction of—

H. B. No. 33—An act to amend an act relative to County Treasurer.

H. B. No. 34—An act appointing E. C. Hardy, County Commissioner of Skamania county, in place of E. S. Joslin, Esq., resigned.

H. B. No. 35—An act to establish a ferry on the Yakama river.

H. B. No. 36—An act in addition to and amendatory of an act to regulate marriages.

H. B. No. 37—An act to apportion the representation of Washington Territory.

H. B. No. 38—An act to pay George House for services as Enrolling Clerk, during the session of 1859-60.

Also, of the passage of the following bills:

H. B. No. 39—An act to authorize Amos Underwood and George Jusmen to establish a ferry across the Columbia river.

H. B. No. 40—An act to amend an act to incorporate the Puget Sound and Columbia River Railroad Company.

H. B. No. 41—An act vacating certain alleys in the town of Steilacoom.

H. B. No. 42—An act to change the name of Sawamish county to Mason county.

Act.

J. L. McDONALD,
Chief Clerk.

Mr. Clark submitted the following report:

MR. PRESIDENT:

The committee on Judiciary to whom was referred H. B. No. 3, have had the same under consideration, and have instructed me to report the same back for the further consideration of the Council.

FRANK CLARK,
Chairman.

On motion of Mr. Clark,

H. B. No. 41—An act to close certain alleys in the town of Steilacoom, was taken up and read a first time.

Rules suspended and bill read a second and third times, passed and title agreed to.

Mr. Shaw made the following report:

MR. PRESIDENT:

Your committee on Corporations to whom was referred H. B. No. 6—An act authorizing the erection of a ferry across the Columbia river, opposite the town of Umatilla, have had the same under consideration and have instructed me to report the same back and recommend its passage.

B. F. SHAW,
Chairman.

On motion of Mr. Clark,

H. B. No. 40—An act amendatory of an act authorizing a railroad from Puget Sound to the Columbia river, was taken up.

Read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

H. B. No. 3—An act in relation to licenses in Clarke county, was read a third time, passed and title agreed to.

On leave, Mr. Stewart introduced—

C. B. No. 15—An act authorizing the County Commissioners of Walla Walla county to levy an extra tax.

Read a first time.

Rules suspended and bill read a second time and referred to committee on Ways and Means.

H. B. No. 11—An act directing the County Commissioners of Clallam county to convey certain school lands to Messrs. Smalley, Crosby and Freeman.

Bill read a third time, passed and title agreed to.

H. B. No. 2—An act incorporating the Pill-Chuck Log-Driving Company,

Read a third time, passed and title agreed to.

House bill No. 6—An act to establish a Ferry across the Columbia river opposite the town of Umatilla, Washington Territory;

Read a third time, passed and title agreed to.

H. B. No. 16—An act authoring E. C. Hardy to make a trail and wagon road in Clarke and Skamania counties, reported back by committee on Corporations, with amendments.

Amendments adopted.

Bill read a third time, passed and title agreed to.

Mr. Shaw submitted the following report:

MR. PRESIDENT:

Your committee on Corporations to whom was referred H. B. No. 13, have had the same under consideration, and have instructed me to report the same back with amendments, and recommend that the bill as amended do pass.

B. F. SHAW
Chairman.

House bill No. 7—An act relative to the tax-payers of Pacific county.

Bill read a third time passed and title agreed to.

H. B. No. 9—An act amendatory of an act authorizing A. W. Compton and Henry Carnes to establish a ferry across the Pen D'Orille river,

Bill read a third time and laid on the table.

C. B. No. 7—An act authorizing M. B. Morris to establish a ferry on Snake river.

Bill read a third time, passed and title agreed ta.

C. B. No. 9—An act authorizing Daniel Welch and Wm. Nix to establish a ferry on Spokane river.

Bill read a third time, passed and title agreed to.

Mr. Shaw in the Chair.

H. B. No. 32—An act to repeal an act to prevent the depreciation of legal tender notes, passed January 6th, 1863.

Bill read a first time.

Rules suspended and bill read a second time.

Mr. Cochran moved that the rules be further suspended and the bill read a third time now.

Pending discussion, Mr. Cochran withdrew his motion.

Mr. Clark moved that the bill be rejected, and called for the ayes and nays, which resulted as follows:

Those voting in the affirmative, were—

Messrs. Angel, Clark, Cochran, Shaw, Stewart, Sinclair and Mr. President—7.

All voting aye, the bill was rejected.

H. B. No. 42—An act to change the name of Sawamish county to Mason county.

Read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

H. B. No. 39—An act to authorize Amos Underwood and George Bush to establish a ferry across the Columbia river.

Bill read a first time.

Rules suspended, bill read a second time, and referred to committee on Corporations, with instructions to print.

Mr. McFadden submitted the following resolution:

Resolved by the Council, That we perceive with regret and indignation that a most distinguished member of the administration of Mr. Lincoln, has given utterance to the following disloyal sentiment:

"There are men who want the Union, as it *was*, restored; well I can tell them they cannot have it."

Resolved, That the Hon. Hannibal Hamlin, VICE PRESIDENT of the United States, in giving utterance to the forgoing disloyal and treasonable sentiments, at a time when the nation is en-

gaged in a war, the magnitude of which is unparalelled, professedly for the restoration of the old Union, and in defence of the Constitution as it is, merits the indignation and contempt of every loyal citizen of the United States.

Mr. McFadden moved the adoption of the resolution; upon which the ayes and nays were demanded and resulted as follows:

Those voting in the affirmative, were—
Messrs. Clark, Shaw, Stewart and Mr. President—4.
Those voting in the negative, were—
Messrs. Angel, Cochran and Sinclair—3.
Resolution adopted.

Mr. Clark moved to adjourn.

Upon which motion the ayes and nays were demanded and resulted as follows:

Those voting in the affirmative, were—
Messrs. Clark, Shaw and Mr. President—3.
Those voting in the negative, were—
Messrs. Angel, Cochran, Stewart and Sinclair—4.
Motion lost.

On motion of Mr. McFadden,

The Council adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Saturday, January 9th, 1864.

Council met pursuant to adjournment.

Roll called. Absent—Mr. Clark.

Journal of yesterday read and approved.

Mr. Sinclair submitted the following report:

MR. PRESIDENT:

The committee on Ways and Means to whom was referred

C. B. No. 15—An act authorizing the County Commissioners of Walla Walla county to levy an extra tax.
Have had the same under consideration, and have instructed me to report the same back to the Council and recommend its passage.

W. B. SINCLAIR.
Chairman.

Mr. Shaw submitted the following reports :

MR. PRESIDENT:

Your committee on Corporations to whom was referred H. B. No. 15, have had the same under consideration, and have instructed me to report the same back to the Cuncil and recommend its passage.

B. F. SHAW,
Chairman.

MR. PRESIDENT:

Your committee on Corporations to whom was referred C. B. No. 13—An act to incorporate the Hum-hum-mi Log Driving Company, have had the same under consideration, and have instructed me to report the same back without amendment, and recommend that it do pass.

B. F. SHAW,
Chairman.

On leave, Mr. Shaw introduced—

C. B. No. 16—An act to incorporate the Skaget River Log-Driving Company.

Read a first time.

Rules suspended, read a second time and referred to committee on Corporations, with instructions to print.

H. B. No. 9—An act amendatory of an act to establish a ferry across the Pen D'Orille river.

Bill read a third time, passed and title agreed to.

H. B. No. 15—An act authorizing Lewis Van Vleet and E. C. Hardy to keep a ferry across the Columbia river.

Bill read third time, passed and title agreed to.

C. B. No. 13—An act to incorporate the Hum-hum-mi Log Driving Company, was,

On motion of Mr. Angel,

Laid on the table.

C. B. No. 15—An act authorizing the County Commissioners of Walla Walla county to levy an extra tax,

Was read a third time, passed and title agreed to.

H. B. No. 8—An act to levy a tax on persons of the Mongolian race.

Bill read a first time.

Rules suspended and bill read a second time and referred to committtee on mines and mining relations.

H. B. No. 14—An act to amend an act entitled an act authorizing Geo. Melville to establish a ferry on the Spokane river.

Read first time.

Rules suspended and bill read a second time and referred to committee on Corporations, with instructions to print.

On motion of Mr. Shaw,

Council took a recess of 20 minutes.

Council re-assembled.

The following message was received from the House by their Clerk:

HALL OF THE HOUSE OF REPRESENTATIVES,
January 9th, 1864.

MR. PRESIDENT:

I am instructed by the House to inform the Council of the introduction of—

H. B. No. 43—An act to amend the civil practice act.

Also, that the Hon. Speaker has signed—

H. J. M. No. 1—Relative to a military road across the Cascade Mountains.

C. J. R. No. 5—Relative to joint convention to elect Territorial Treasurer, Auditor and Librarian.

H. B. No. 40—An act to amend an act to incorporate the Puget Sound and Columbia River Railroad Company.

J. L. McDONALD,
Chief Clerk.

The President gave notice of the signing of the following bills:

H. B. No. 40—An act amendatory of an act authorizing a railroad from Puget Sound to the Columbia river.

H. B. No. 41—An act to close certain alleys in the town of Steilacoom.

Mr. Stewart in the Chair.

Mr. Cochran moved a call of the Council.

Motion carried.

Roll called. Absent—Mr. Clark.

On motion of Mr. Cochran,

A further call of the Council was dispensed with.

On motion of Mr. Shaw,

The Council took a recess of one hour.

Council re-assembled.

The following message was received from the House by their Clerk:

HALL OF HOUSE OF REPRESENTATIVES,
January 9, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council of the concurrence of the House to the amendments by the Council to the following bills: H. B. No. 6, 13 and 15.

Also, of the passage of—

H. B. No. 45—An act authorizing John Bennett to establish a ferry across the Nootsack river.

Also, the introduction of—

H. B. No. 44—An act to regulate the duties of County Commissioners.

H. B. No. 46—An act to incorporate the Stalak-ha-mish Log-Driving Company.

I am also instructed to inform the Council that the House is now ready to meet the Council in Joint Convention, for the purpose of electing Territorial officers.

J. L. McDONALD,
Chief Clerk.

The Council having proceeded to the Hall of the House of Representatives, the respective bodies resolved themselves into a Joint Convention, the Hon. President of the Council presiding.

Roll called. All present except Mr. Cochran of the Council.

C. J. R. No. 6—Relative to a joint convention being read,

On motion of Mr. Clark,

The Convention proceeded to the election of Territorial Librarian, *viva voce.*

The President having announced nominations as being in order,

Mr. Clark nominated J. C. Head.

Mr. McGill nominated S. N. Woodruff.

Mr. Bradshaw nominated J. P. Judson.

The roll being called, resulted as follows:

Those voting for J. C. Head, were—

Of the Council—Messrs. Clark, Shaw, Stewart, and Mr. President—4.

Of the House—Messrs. Beam, Barkhousen, Bowles, Dugan, Foster, Maddock, McCaw, and Shelton—8—12.

Those voting for S. N. Woodruff, were—

Of the Council—Messrs. Angel and Sinclair—2.

Of the House—Messrs. Austin, Barstow, Leiser, McCall, McLane, McGill, Perrin, Toby, Urquhart, Ward and Mr. Speaker—11—13.

Those voting for J. P. Judson, were—

Of the House—Messrs. Babcock, Bradshaw, Taylor and Williamson—4.

Whole number votes cast 29

Necessary to a choice.....15

No one having received a majority of all the votes cast, the President declared no election.

The Hon. Mr. Cochran appeared and took his seat in the Convention.

The second vote resulted as follows:

Those voting for J. C. Head, were—

Of the Council—Messrs. Clark, Shaw and Mr. President—3.

Of the House—Messrs, Barkhousen, Bowles, Foster, Maddock and Shelton—5—8.

Those voting for S. N. Woodruff, were—

Of the Council—Messrs. Angel, Cochran and Sinclair—3.

Of the House—Messrs. Austin, Barstow, Leiser, McCall,

McLane, McGill, Toby, Urquhart, Ward, Williamson and Mr. Speaker—11—14.

Those voting for J. P. Judson, were—

Of the Council—Mr. Stewart—1.

Of the House—Messrs. Beam, Bradshaw, Dugan, McCaw, Perrin and Taylor—6—7.

Mr. Babcock voted for Mr. Rutledge.

Whole number of votes cast.....30
Necessary to a choice.....16

No one having receiving a majority of all the votes cast, the President declared no election.

The result of third vote was as follows:

Those voting for S. N. Woodruff, were—

Of the Council—Messrs. Angel, Cochran and Sinclair.—3.

Of the House—Messrs. Austin, Barstow, Leiser, McLane, McGill, Toby, Urquhart, Ward, Williamson and Mr. Speaker—10—13.

Those voting for J. P. Judson, were—

Of the Council—Messrs. Clark, Shaw, Stewart and Mr. President—4.

Of the House—Messrs. Beam, Bowles, Bradshaw, Dugan, Foster, McCall, Maddock, McCaw, Perrin, Shelton and Taylor—11—15.

Mr. Babcock voted for Wm. Rutledge.

Mr. Barkhousen voted for J. C. Head.

Whole number of votes cast.....30
Necessary to a choice.....16

No one having received a majority of all the votes cast, the President declared no election.

The fourth vote resulted as follows:

Those voting for S. N. Woodruff, were—

Of the Council—Messrs. Angel, Cochran and Sinclair—3.

Of the House—Messrs. Austin, Leiser, McLane, McGill, Toby, Urquhart, Ward and Mr. Speaker—8—11.

Those voting for J. P. Judson, were—

Of the Council—Messrs. Clark, Shaw, Stewart and Mr. President—4.

Of the House—Messrs. Babcock, Beam, Barkhousen, Barstow, Bowles, Bradshaw, Dugan, Foster, McCall, Maddock, McCaw, Perrin, Shelton, Taylor and Williamson—15—19.

Whole number of votes cast.....30
Necessary to a choice.....16

Mr. J. P. Judson having received a majority of all the votes cast, was therefore declared duly elected Territorial Librarian.

The Convention then proceeded to the election of Territorial Auditor, *viva voce.*

The President having announced nominations as being in order,

Mr. Dugan nominated Urban E. Hicks.

Mr. McGill nominated A. W. Moore.

The roll being called, resulted as follows:

Those voting for U. E. Hicks, were—

Of the Council—Messrs. Clark, Shaw, Stewart, and Mr. President—4.

Of the House—Messrs. Beam, Barkhousen, Bowles, Dugan, Foster, McCall, Maddock, McCaw, Shelton and Taylor—10—14.

Those voting for A. W. Moore, were—

Of the Council—Messrs. Angel, Cochran and Sinclair—3.

Of the House—Messrs. Austin, Barstow, Leiser, McLane, McGill, Perrin, Toby, Urquhart, Ward, Williamson and Mr. Speaker—11—14.

Messrs Babcock and Bradshaw voted for Mr. Rutledge.

Whole number votes cast 30
Necessary to a choice.....16

No one having received a majority of all the votes cast, the President declared no election.

The second vote resulted as follows:

Those voting for U. E. Hicks, were—

Of the Council—Messrs. Clark, Shaw, Stewart and Mr. President—4.

Of the House—Messrs. Beam, Barkhousen, Bowles, Dugan, Foster, McCall, Maddock, Shelton and Taylor—9—13.

Those voting for A. W. Moore, were—

Of the Council—Messrs. Angel, Cochran and Sinclair—3.

Of the House—Messrs. Austin, Barstow, Leiser, McLane, McGill, Perrin, Toby, Urquhart, Ward, Williamson and Mr. Speaker—11—14.

Those voting for Mr. Rutledge, were—

Of the House—Messrs. Babcock, Bradshaw and McCaw—3.

Whole number of votes cast.....30

Necessary to a choice.....16

No one having receiving a majority of all the votes cast, the President declared no election.

The result of third vote was as follows:

Those voting for U. E. Hicks, were—

Of the Council—Messrs. Clark, Shaw, Stewart and Mr. President—4.

Of the House—Messrs. Beam, Barkhousen, Bowles, Foster, McCall, Shelton and Taylor—7—11.

Those voting for A. W. Moore, were—

Of the Council—Messrs. Angel, Cochran and Sinclair.—3.

Of the House—Messrs. Austin, Barstow, Leiser, McLane, McGill, Perrin, Toby, Urquhart, Ward, Williamson and Mr. Speaker—11—14.

Mr. Babcock voted for Wm. Rutledge.

Messrs. Bradshaw and Maddock voted for Mr. Babcock.

Messrs. Dugan and McCaw voted for Mr. Bradshaw.

Whole number of votes cast.....30

Necessary to a choice.....16

No one having received a majority of all the votes cast, the President declared no election.

The fourth vote resulted as follows:

Those voting for U. E. Hicks, were—

Of the Council—Messrs. Clark, Shaw, Stewart and Mr. President—4.

Of the House—Messrs. Babcock, Beam, Barkhousen, Bowles, Bradshaw, Dugan, Foster, McCall, Maddock, McCaw, Shelton, Taylor and Williamson—13—17.

Those voting for A. W. Moore, were—

Of the Council—Messrs. Angel, Cochran and Sinclair—3.

Of the House—Messrs. Austin, Barstow, Leiser, McLane, McGill, Perrin, Toby, Urquhart, Ward and Mr. Speaker—10—13.

Whole number of votes cast.....30
Necessary to a choice.....16

Mr. Hicks having received a majority of all the votes cast, was therefore declared duly elected Territorial Auditor.

The Convention then proceeded to the election of Territorial Treasurer, *viva voce*.

The President having announced that nominations were in order,

Mr. McGill nominated Daniel R. Bigelow.

Mr. Dugan nominated Dr. Rufus Willard.

Mr. Bradshaw nominated Benjamin Harned.

The result of the first vote was as follows:

Those voting for D. R. Bigelow, were—

Of the Council—Messrs. Angel, Cochran and Sinclair—3.

Of the House—Messrs. Austin, Barstow, Leiser, McCall, McLane, McGill, Perrin, Toby, Urquhart, Ward Williamson and Mr. Speaker—12—15.

Those voting for Dr. Willard, were—

Of the Council—Messrs. Clark, Shaw, Stewart and Mr. President—4.

Of the House—Messrs. Bowles, Dugan, Foster and Taylor —4—8.

Those voting for Benj. Harned, were—

Of the House—Messrs. Babcock, Beam, Bradshaw, Maddock, McCaw and Shelton—6.

Mr. Barkhousen voted for Mr. Foster.

Whole number of votes cast.....30
Necessary to a choice.....16

No one having received a majority of all the votes cast, the President declared no election.

The second vote resulted as follows:

Those voting for Daniel R. Bigelow, were:

Of the Council—Messrs. Angel, Cochran and Sinclair—3.

Of the House—Messrs. Austin, Barstow, Leiser, McCall, McLane, McGill, Perrin, Toby, Urquhart, Ward, Williamson and Mr. Speaker—12—15.

Those voting for Dr. Willard, were:

Of the Council—Messrs. Clark, Shaw, Stewart and Mr. President—4.

Of the House—Messrs. Beam, Bowles, Dugan, Foster, Maddock, McCaw, Shelton and Taylor—8—12.

Those voting for Benj. Harned, were :

Of the House—Mr. Bradshaw—1.

Mr. Babcock voted for Mr. Foster.

Mr. Barkhousen voted for Mr. Babcock,

Whole number of votes cast.....30
Necessary to a choice.....16

No one having received a majority of all the votes cast, the President declared no election.

The third vote resulted as follows :

Those voting for Daniel R. Bigelow, were :

Of the Council—Messrs. Angel and Sinclair—2.

Of the House—Messrs. Austin, Barstow, Leiser, McCall, McLane, McGill, Toby, Urquhart, Ward, Williamson and Mr. Speaker—11—13.

Those voting for Dr. Willard, were :

Of the Council—Messrs. Clark, Shaw, Stewart and Mr. President—4.

Of the House—Messrs. Babcock, Beam, Barkhousen, Bowles, Dugan, Foster and Taylor—7—11.

Those voting for Benj. Harned, were :

Of the Council—Mr. Cochran—1.

Of the House—Messrs, Bradshaw, Maddock, McCaw, Perrin and Shelton—5—6.

Whole number of votes cast.....30
Necessary to a choice.....16

No one having received a majority of all the votes cast, the President declared no election.

The result of the fourth vote was as follows :

Those voting for Daniel R. Bigelow, were :

Of the Council—Messrs. Angel and Sinclair—2.

Of the House—Messrs. Austin, Barstow, Leiser, McCall, McLane, McGill, Toby, Urquhart, Ward and Mr. Speaker–10–12.

Those voting for Dr. Willard, were :

Of the Council—Messrs. Clark, Shaw, Stewart and Mr. President—4.

Of the House—Messrs. Babcock, Barkhousen Bowles and Dugan—4—8.

Those voting for Benj. Harned, were:

Of the Council—Mr. Cochran—1.

Of the House—Messrs. Beam, Bradshaw, Foster, Maddock, McCaw, Perrin, Shelton, Taylor and Williamson—9—10.

Whole number of votes cast 30
Necessary to a choice.....16

No one having received a majority of all the votes cast, the President declared no election.

The fifth vote resulted as follows:

Those voting for Daniel R. Bigelow, were:

Of the House—Messrs. Austin, Barstow, Leiser, McCall, McLane, McGill, Toby and Ward—8.

Those voting for Dr. Willard, were:

Of the House—Messrs. Babcock and Barkhousen—2.

Those voting for Benjamin Harned, were:

Of the Council—Messrs. Angel, Clark, Cochran, Shaw, Stewart, Sinclair and Mr. President—7.

Of the House—Messrs. Beam, Bowles, Bradshaw, Dugan, Foster, Maddock, McCaw, Perrin, Shelton, Taylor, Urquhart, Williamson and Mr. Speaker—13—20.

Whole number of votes cast.....30
Necessary to a choice.....16

Mr. Benjamin Harned having received a majority of all the votes cast, was therefore declared duly elected Territorial Treasurer.

The Convention having completed the business mentioned in the Joint Resolution, the President declared the Convention adjourned, and that the members of the Council would retire to their Chamber.

The Hon. Council having re-assembled in their Chamber,

On motion of Mr. Clark,

The Council adjourned until Monday, 10 o'clock, A. M.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Monday, January 11th, 1864.

Council met pursuant to adjournment.

Roll called. Absent—Mr. Clark.

Journal of Monday read and approved.

Mr. Angel submitted the following report:

MR. PRESIDENT:

Your committee on Enrolled Bills beg leave to make the following report: That they have examined and compared

Council Bill No. 1—An act to authorize Wm. Utter and associates to open and work a coal mine in Whatcom county.

Council Bill No. 2—An act to incorporate the Snohomish and Skyhomish Log Driving Company.

C. J. R. No. 2—Relative to a change in the Organic Act.

C. J. R. No. 3—Relative to a railroad from the Columbia river to Puget Sound.

Council Joint Resolution No. 5—Relative to joint convention to elect Territorial officers.

H. B. No. 17—An act to locate a Territorial road in Skamania county.

Also, C. J. R. No. 1; C. B. No. 4, and H. B. No. 3, and find them correctly enrolled.

JAMES R. ANGEL,
Chairman.

On motion of Mr. Cochran,

The report was adopted.

Mr. Stewart submitted the following report:

MR. PRESIDENT:

Your committee on mines and mining relations, to whom was referred—

House bill No. 8—An act to protect Free White Labor against competition with Chinese Coolie labor, and to discourage the immigration of the Chinese into the Territory of Washington, have had the same under consideration, have amended, and recommend that it pass as amended.

DANIEL STEWART,
Chairman.

On motion of Mr. Cochran,

H. B. No. 8—An act to levy a capitation tax on persons of the Mongolian race, was laid on the table.

Mr. Sinclair submitted the following report:

MR. PRESIDENT:

The committee on Ways and Means who were instructed to inquire into the financial condition of the Territory, would respectfully refer the Council to the reports of the Territorial Auditor and Treasurer, and ask to be discharged from further investigation of the matter.

W. B. SINCLAIR,
Chairman.

On motion of Mr. Cochran,

The report was adopted.

H. B. No. 45—An act authorizing John Bennett to establish a ferry across the Nootsack river.

Read first time.

Rules suspended and bill read a second time and referred to committee on Corporations, with instructions to print.

On leave, Mr. Stewart introduced—

C. B. No. 17—An act authorizing the County Commissioners of Skamania county to collect all taxes that are in arrears in said county.

Read a first time.

Rules suspended, read a second time and referred to committee on Corporations, with instructions to print.

On motion of Mr. Stewart,

The Council took a recess until 12 o'clock, M.

Council re-assembled.

Mr. Shaw in the Chair.

On leave Mr. Stewart introduced—

C. B. No. 18—An act to dissolve the bonds of matrimony heretofore existing between Mary Anne Kimball and Charles Kimball, her husband.

Bill read a first time.

Rules suspended and bill read a second time.

On motion of Mr. Cochran,

Referred to committee on Mines and Mining Interests.

On leave, Mr. Cochran introduced—

C. B. No. 19—An act to divorce Michael Shea and Rose Shea, his wife.

Read a first time.

Rules suspended, bill read a second time.

A motion to refer to committee on mines and mining interests was lost.

Mr. Angel moved to refer to committee on Judiciary.

Mr. Cochran moved to amend by referring to committee on Roads and Highways.

Motion to amend lost.

Question recurring on original motion, carried.

Bill referred to committee on Judiciary.

Mr. Stewart submitted the following report:

MR. PRESIDENT:

The committee on Mines and Mining Interest, to whom was referred C. B. No. 18—An act to divorce Mary Anne and Cha's Kimball, have had the same under consideration, and report the same back to the Council and recommend its passage.

DANIEL STEWART,
Chairman.

Mr. Cochran moved to adopt the report.

Motion lost.

Mr. Cochran moved to further suspend the rules, and that C. B. No. 18 be read a third time now.

Motion carried, and bill read a third time.

Question being on the final passage of the bill, there being a tie vote, the Council refused to pass the bill.

The following message was received from the House by their Clerk:

HALL OF THE HOUSE OF REPRESENTATIVES,
January 11th, 1864.

MR. PRESIDENT:

I am instructed by the House to inform the Council of the passage of—

House bill No. 27—An act to establish a ferry on Snake river.

H. B. No. 37—An act to apportion the representation of Washington Territory.

Also, the introduction of—

H. B. No. 47—An act authorizing Russel Billings to establish a ferry on the Columbia river.

H. B. No. 48—An act to authorize Hiram F. Smith to establish a ferry on the Okanagan Lake.

H. B. No. 49—An act to authorize County Commissioners to lease public roads.

H. B. No. 50—An act to locate a Territorial road from Port Discovery to Port Angelos.

H. B. No. 51—An act to lay out a Territorial road in the counties of Cowlitz and Lewis.

Also, that the Hon. Speaker has signed—

H. B. No. 28—An act to incorporate St. John's Church of Olympia.

H. J. M. No. 3—Relative to a weekly mail by steamer on Puget Sound.

J. L. McDONALD,
Chief Clerk.

H. B. No. 37—An act to apportion the representation of the Territory of Washington.

Read a first time.

Rules suspended, read a second time, and

On motion of Mr. Cochran,

Referred to committee on Elections.

H. B. No. 27—An act authorizing Isaac Kellog to establish a ferry on Snake river.

Read first time.

Rules suspended and bill read a second time and referred to committee on Corporations, with instructions to print.

The following message was received from the House by their Clerk:

HALL OF HOUSE OF REPRESENTATIVES,
January, 11, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council of the passage of the following bills and resolutions:

H. B. No. 34—An act appointing E. C. Hardy, County Commissioner of Skamania county, in place of E. S. Joslin, Esq., resigned.

H. J. R. No. 3—Relative to re-print of the election laws of Washington Territory.

J. L. McDONALD,
Chief Clerk.

H. J. R. No. 3—Relative to printing election law, read a first time.

Rules suspended and resolution read a second time.

Pending discussion, the Hon. Secretary of the Territory was invited within the bar of the Council.

The Hon. Secretary appeared and stated that he would cause the law referred to, to be printed, and suggested that the school law and the road law be included in the resolution.

On motion of Mr. Cochran,

The resolution was referred to committee on Elections, with instructions to report a substitute.

On motion of Mr. Cochran,

The Council adjourned until to-morrow, 10 o'clock, A. M.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Tuesday, January 12th, 1864.

Council met pursuant to adjournment.

Roll called. Absent, Mr. Clark.

Journal of yesterday read and approved.

Mr. Stewart submitted the following reports:

MR. PRESIDENT—

Your committee on Elections to whom was referred H. J. R. No. 3—Relative to re-print of Elections laws, have had the same under consideration, and have instructed me to report the accompanying substitute and recommeud its passage.

DANIEL STAWART,
Chairman.

MR. PRESIDENT—

The committee on Mines and Mining Interests, to whom was referred H. B. No. 37—An act to apportion the representation of Washington Territory, have had the same under consideration and have instructed me to report the same back without amendment, and recommend that it do pass.

DANIEL STEWART,
Chairman.

On leave, Mr. Shaw introduced—

C. B. No. 20—A bill in relation to donation of land for an Agricultural College.

Read a first time.

Rules suspended and bill read a second time.

Rules further suspended and bill read a third time.

The ayes and nays being called on the final passage, resulted as follows:

Those voting in the affirmative, were—

Messrs. Angel, Cochran, Shaw, Stewart, Sinclair and Mr. President—6.

No one voting nay, the bill passed and title agreed to.

Mr. Cochran in the Chair.

On leave, Mr. Stewart introduced—

C. B. No. 21—An act to protect the administration of Mr. Lincoln from abuse by its enemies.

Bill read a first time.

Mr. Shaw moved to reject the bill.

Motion ruled out of order by the Chair.

Mr. McFadden moved to indefinitely postpone the bill.

Upon which motion the ayes and nays were called and the following was the result:

Those voting in the affirmative, were—

Messrs. Angel, Cochran, Shaw, Sinclair and Mr. President —5.

Mr. Stewart alone voting nay.

Bill was indefinitely postponed.

Mr. President in the Chair.

The President gave notice of having signed:

H. J. M. No. 3—Relative to a weekly steam mail service on Puget Sound.

H. B. No. 28—An act to incorporate St. John's Church in Olympia.

Council Substitute to H. J. R. No. 3—Relative to re-printing election, school and road laws, was adopted.

Resolution read a third time and passed.

H. B. No. 37—An act to apportion the representation of Washington Territory.

The bill was read a third time.

The question being on its final passage, the ayes and nays were called, and the following was the result:

Those voting in the affirmative, were—

Messrs. Angel, Cochran, Shaw, Stewart, Sinclair and Mr. President—6.

Nays—none.

Bill passed and title agreed to.

The following message was received from the House by their Clerk:

HALL OF HOUSE OF REPRESENTATIVES,
January 12th, 1864.

MR. PRESIDENT:

I am instructed by the House to inform the Council of the passage in the House of the following bills:

H. B. No. 4—An act to regulate the practice and proceedings in the District Courts.

H. B. No. 20—An act regulating the time for holding elections in Washington Territory.

House bill 21—An act declaring the road from John W. Stevenson's farm, in Skamania county, to the Columbia river, a Territorial road.

H. B. No. 27—An act to authorize Isaac Kellogg to establish a ferry on Snake river.

H. B. No. 29—An act to incorporate the Duwamish Log-Driving Company.

H. B. No. 34—An act to appoint E. C. Hardy, County Commissioner of Skamania county.

Also, the introduction of—

H. J. M. No. 6—Praying for a semi-monthly mail service from San Francisco to ports on Puget Sound by steamships.

J. L. McDONALD,
Chief Clerk.

House bill No. 8—An act to protect Free White Labor against competition with Chinese Coolie labor, and to discourage the immigration of the Chinese into the Territory of Washington,

Was made the special order of the day for Jan'y 13.

C. B. No. 13—An act to incorporate the Hum-hum-mi Log Driving Company, was made the special order of the day for January 14th.

Mr. Stewart in the Chair.

H. B. No. 14—An act to amend an act entitled an act authorizing Geo. Melville to establish a ferry on the Spokane river.

Bill read a first time.

Rules suspended, bill read a second time, and referred to committee on Corporations, with instructions to print.

H. B. No. 34—An act appointing E. C. Hardy, County Commissioner of Skamania county.

The bill was read first time.

The rules were suspended and the bill read second time.

On a motion to refer to Judiciary committee, the ayes and nays were demanded and resulted as follows:

Those voting in the affirmative, were—
Messrs. Shaw, Sinclair and Mr. President—3.
Those voting in the negative, were—
Messrs. Angel, Cochran and Stewart—3. Motion lost.

Mr. Shaw moved to lay the bill on the table.

On which motion the ayes and noes were called, with the following result:
Those voting in the affirmative were—
Messrs. Shaw, Sinclair and Mr. President—3.
Those voting in the negative were—
Messrs, Angel, Cochran and Stewart—3.
Motion lost.

Mr. McFadden moved to indefinitely postpone the bill.

On which motion the ayes and noes were called, with the following result:
Those voting in the affirmative were—
Messrs. Shaw, Sinclair and Mr. President—3.
Those voting in the negative were—
Messrs. Angel, Cochran and Stewart—3.
Motion lost.

Mr. McFadden moved to postpone the further consideration of the bill until Friday next.

On which motion the ayes and noes were called, with the following result:
Those voting in the affirmative were—
Messrs. Shaw and Mr. President—2.
Those voting in the negative were—
Messrs. Angel, Cochran, Stewart and Sinclair—4.
Motion lost.

Mr. Cochran moved to suspend the rules and read the bill a third time now.

Mr. McFadden moved to adjourn.

On which motion the ayes and noes were called, with the following result:
Those voting in the affirmative were—
Messrs. Shaw and Mr. President—2.
Those voting in the negative were—

Messrs. Angel, Cochran, Stewart and Sinclair—4.

Motion lost.

Mr. Cochran moved "the previous question," which was seconded.

The question then being, "shall the main question now be put," the ayes and nays were demanded and the following was the result:

Those voting in the affirmative were—

Messrs. Angel, Cochran, Stewart and Sinclair—4.

Those voting in the negative were—

Messrs. Shaw and Mr. President—2.

Motion carried.

The rules were further suspended and the bill read third time.

The question being, "shall the bill pass?" the ayes and nays were demanded and the following was the result:

Those voting in the affirmative, were—

Messrs. Angel, Cochran, Stewart, and Sinclair—4.

Those voting in the negative were—

Messrs. Shaw and Mr. President—2.

Bill passed and title agreed to.

H. B. No. 29—An act to incorporate the Duwamish Log-Driving Company.

The bill was read first time.

The rules were suspended and bill read second time, and referred to committee on Corporations.

H. B. No. 21—An act declaring a certain road on Cape Horn Mountain a Territorial road.

Bill read first time.

The rules were suspended and the bill was read second time, and referred to committee on Roads and Highways.

H. B. No. 20—An act regulating the time of holding general elections.

The bill was read first time.

The rules were suspended and the bill read second time, and referred to committee on Elections.

H. B. No. 4—An act amendatory of the civil practice act.

The bill was read first time.

The rules were suspended and the bill read second time, and referred to committee on Judiciary, with instructions to print.

Mr. Shaw moved that the vote by which the Council refused to pass C. B. No. 18—Divorcing Mary Anne and Charles Kimball, be reconsidered. Carried.

On motion, the bill was laid on the table.

On motion of Mr. Angel,

The Council took a recess of 30 minutes.

Council re-assembled.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
Monday, January 12, 1864.

MR. PRESIDENT:

I am instructed by the House to inform the Council that the Hon. Speaker has signed—

H. B. No. 3—An act in relation to licenses in the county of Clarke.

H. B. No. 17—An act to locate a Territorial road in Klickatat and Skamania counties.

Council Bill No. 1—An act to authorize Wm. Utter and associates to open and work a coal mine in Whatcom county.

Council Bill No. 2—An act to incorporate the Snohomish and Skyhomish Log Driving Company.

C. B. No. 4—An act appointing James Gallagher Enrolling Clerk.

C. J. No. 1—Relative to joint convention to receive Governor's Message.

C. J. R. No. 2—Relative to a change in the Organic Act.

C. J. R. No. 3—Relative to a railroad from the Columbia river to Puget Sound.

Council Joint Resolution No. 5—Relative to joint convention to elect Territorial officers.

J. L. McDONALD,
Chief Clerk.

The President gave notice of the signing of the following bills and joint resolutions:

H. B. No. 3—An act in relation to licenses in the county of Clarke.

H. B. No. 17—An act to locate a Territorial road in Klickatat and Skamania counties.

Council Bill No. 1—An act to authorize Wm. Utter and associates to open and work a coal mine in Whatcom county.

Council Bill No. 2—An act to incorporate the Snohomish and Skyhomish Log Driving Company.

C. B. No. 4—An act appointing James Gallagher Enrolling Clerk.

C. J. R. No. 1—Relative to joint convention to receive Governor's Message.

C. J. R. No. 2—Relative to a change in the Organic Act.

C. J. R. No. 3—Relative to a railroad from the Columbia river to Puget Sound.

Council Joint Resolution No. 5—Relative to joint convention to elect Territorial officers.

There being no quorum present, the President declared the Council adjourned until to-morrow at 10 o'clock, A. M.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Wednesday, January 13, 1864.

Council met pursuant to adjournment.

Roll called; all the members present.

Journal of yesterday read and approved.

On leave, Mr. Cochran introduced—

C. B. No. 22—An act amendatory of an act authorizing B. R. Stone to establish a ferry across the Columbia river, opposite the Dalles, Oregon.

Bill read a first time.

Rules suspended and bill read a second and third time.

The question being on the passage of the bill, the yeas and nays were demanded and the following was the result:

Those voting in the affirmative, were—

Messrs. Angel, Clark, Cochran, Shaw, Sinclair and Mr. President—6.

Those voting in the negative, were—

Mr. Stewart—1.

Bill passed and title agreed to.

On leave, Mr. Stewart introduced—

C. B. No. 23—An act to regulate suits for divorce and alimony.

Bill read a first time.

Rules suspended and bill read a second time and referred to committee on Judiciary, with instructions to print.

Mr. Shaw submitted the following report:

MR. PRESIDENT—

The committee on Corporations to whom was referred H. Bills Nos. 29 and 45, have had the same under consideration, and have instructed me to report the bills back to the Council without amendment and recommend their passage.

B. F. SHAW.
Chairman.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 13, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council of the passage in the House of the following bills and resolutions:

H. B. No. 43—An act to amend an act entitled "an act to regulate the practice and proceedings in civil actions in the district courts."

H. B. No. 55—An act to fix the times of holding county commissioners' courts in Walla Walla county.

C. B. No. 9—An act authorizing Daniel Welch and Wm. Nix to establish a ferry on Spokane river.

C. B. No. 15—An act authorizing the County Commissioners of Walla Walla county to levy an extra tax.

H. J. R. No. 4—Relative to examination of reports of the Territorial officers.

Council Substitute for H. J. R. No. 3—Relative to reprint of election, school, and road laws of Washington Territory.

Also, the introduction of—

H. B. No. 56—An act to amend an act entitled "an act to regulate the practice and proceedings in probate courts."

H. B. No. 57—An act creating the office and defining the duties of Territorial Auditor.

H. B. No. 54—An act authorizing Jacob Dumas to erect a bridge across Pack river.

H. B. No. 52—An act to provide for the collection of a poll tax.

J. L. McDONALD,
Chief Clerk.

Mr. Cochran submitted the following report:

MR. PRESIDENT—

The committee on Roads and Highways to whom was referred H. B. No. 21—An act relative to a road on Cape Horn mountain, have had the same under consideration, and have instructed me to report the same back to the Council and recommend its passage.

H. COCHRAN,
Chairman.

House bill 21—An act declaring the road from John W. Stevenson's farm, in Skamania county, to the Columbia river, a Territorial road,

Read a third time, passed and title agreed to.

H. B. No. 45—An act authorizing John Bennett to establish a ferry across the Nootsack river,

Read a third time, passed and title agreed to.

H. B. No. 29—An act to incorporate the Duwamish Log-Driving Company,

Read a third time, passed and title agreed to.

H. B. No. 43—An act to amend an act entitled "an act to regulate the practice and proceedings in civil actions in the district courts," read a first time.

Rules suspended and bill read a second time, and referred to committee on Judiciary, with instructions to print.

H. B. No. 55—An act fixing the times of holding county commissioners' courts in Walla Walla county, read a first time.

Rules suspended and bill read a second and third times, passed and title agreed to.

H. J. R. No. 4—Constituting the committee on Ways and Means of the two houses, a joint committee to examine and report on the Territorial Auditor's and Treasurer's reports, read a first time.

Rules suspended and resolution read a second and third times and passed.

House bill No. 8—An act to protect Free White Labor against competition with Chinese Coolie labor, and to discourage the immigration of the Chinese into the Territory of Washington,

Having been made the special order for to-day, was taken up, and

On motion of Mr. Shaw,

Was re-committed to the committee on Mines and Mining Interests, with instructions to print the bill with the proposed amendments.

Mr. Clark in the Chair.

On leave, Mr. Angel introduced—

C. B. No. 24—An act to repeal an act entitled "an act to measure lumber in the log," passed January 26, 1863.

Bill read a first time.

Rules suspended and bill read a second time, and referred to committee on Judiciary with instructions to print.

On leave, Mr. Sinclair introduced—

C. B. No. 25—An act to incorporate the Port Madison Library Association.

Bill read a first time.

Rules suspended and bill read a second time and referred to committee on Education.

On motion of Mr. Stewart,

The Council took a recess of 30 minutes.

Council re-assembled.

The President gave notice of having signed the certificates of election by the Joint Convention on January 9th, of

U. E. HICKS, Territorial Auditor,

BENJ. HARNED, Territorial Treasurer,

J. P. JUDSON, Territorial Librarian.

Mr. Cochran in the Chair.

Mr. Clark, chairman of the committee on Judiciary, reported back C. B. No. 11—An act in relation to district courts, proposing several amendments.

On motion of Mr. Shaw,

The bill was re-committed to the Judiciary committee, with instructions to print, and report to-morrow morning.

On motion of Mr. Shaw,

The Council adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Thursday, January 14th, 1864.

Council met pursuant to adjournment.

Roll called. Absent—Mr. Shaw.

Journal of yesterday read and approved.

Mr. Stewart submitted the following report:

MR. PRESIDENT:

The committee on Elections to whom was referred H. B. No. 20—An act fixing the time of holding the general elections of Washington Territory, have had the same under consideration and have instructed me to report the same back to the Council and recommend its passage.

DANIEL STEWART,
Chairman.

On motion of Mr. Angel,

The Council took up H. B. No. 20—An act fixing the time of holding the general elections in Washington Territory.

Bill read a third time, passed and title agreed to.

Mr. Clark, chairman of Judiciary committee, reported back C. B. No. 11—An act in relation to District Courts, with amendments.

Amendments adopted.

Bill read a third time, passed and title agreed to.

Mr. Shaw in the Chair.

On leave, Mr. Cochran introduced—

C. J. R. No. 7—Relative to adjourning *sine die.*

Read a first time, laid over and ordered printed.

On motion of Mr. McFadden,

Mr. Stewart was granted indefinite leave of absence.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 14, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council of the passage in the House of the following bills:

H. B. No. 19—An act for the relief of Clarke county.

H. B. No. 35—An act to establish a ferry on the Yakima river.

H. B. No. 48—An act to authorize Hiram F. Smith to establish a ferry on the Okanagan Lake.

H. B. No. 49—An act to authorize County Commissioners to lease public roads.

H. B. No. 61—An act to regulate the road poll tax in and for the county of Cowlitz.

H. B. No. 51—An act to lay out a Territorial road in the counties of Cowlitz and Lewis.

C. B. No. 7—An act authorizing M. B. Morris to establish a ferry on Snake river, with amendments.

C. B. No. 22—An act to amend an act entitled "an act to authorize B. R. Stone to establish a ferry across the Columbia river," passed January 20th, 1863.

Also, the introduction of—

H. B. No. 59—An act annexing Spokane county to Stevens county.

H. B. No. 60—An act to define the Northern boundary of Chehalis county.

Also, that the Hon. Speaker has signed—

H. B. No. 9—An act amendatory of an act to establish a ferry across the Pen D'Orille river.

H. B. No. 15—An act authorizing Lewis Van Vleet and associates to establish a ferry across the Columbia river.

House bill No. 2—An act to incorporate the Pill-Chuck Log Driving Company.

H. B. No. 13—An act authorizing Wm. H. Pope to establish a ferry on Spokane river.

H. B. No. 6—An act establishing a ferry on the Columbia river opposite the town of Umatilla.

H. B. No. 34—An act appointing E. C. Hardy, County Commissioner of Skamania county.

All of which are herewith transmitted for the signature of the President.

J. L. McDONALD,
Chief Clerk.

H. B. No. 19—An act for the relief of Clarke county, read first time.

Rules suspended, bill read a second time and referred to committee on Ways and Means with instructions to print.

Mr. President in the Chair,

Who gave notice of the signing of the following bills and resolutions:

H. B. No. 15—An act authorizing L. Van Vleet and E. C. Hardy to establish a ferry on the Columbia river.

H. B. No. 34—An act appointing E. C. Hardy, County Commissioner of Skamania county, in place of E. S. Joslin, Esq., resigned.

H. B. No. 9—An act authorizing E. W. Compton and H. Carnes to establish a ferry on the Pen d'Oreille river.

House bill No. 12—An act incorporating the Pill-Chuck Log-Driving Company.

H. B. No. 13—An act authorizing Wm. H. Pope to establish a ferry on the Spokane river.

H. B. No. 6—An act authorizing the establishment of a ferry opposite the town of Umatilla.

Council Substitute for H. J. R. No. 3—Relative to re-print of election, school and road laws.

C. J. R. No. 6—Relative to joint committee on Rules and Orders.

C. B. No. 22—Amendatory of an act authorizing B. R. Stone to establish a ferry at Rockland, W. T.

C. B. No. 15—Authorizing an extra tax in Walla Walla county.

On motion of Mr. Angel,

Council took a recess of 30 minutes.

Council re-assembled.

Mr. Shaw in the Chair.

Mr. Angel submitted the following report:

MR. PPESIDENT:

The committee on Enrolled Bills beg leave to report that they have examined C. B. No. 22, C. J. R. No. 6, and Council Substitute for H. J. R. No. 3, and find the same correctly enrolled.

JAMES R. ANGEL,
Chairman.

Mr. Cochran, by request of Mr. Shaw, submitted the following report:

MR. PRESIDENT:

The committee on Corporations to whom was referred H. Bills Nos. 14 and 27, have had the same under consideration and have instructed me to report the bills back and recommend that they do pass.

B. F. SHAW,
Chairman.

Mr. Angel submitted the following report:

MR. PRESIDENT:

The committee on Enrolled Bills to whom was referred C. B. No. 15—An act authorizing the county commissioners of

Walla Walla county to levy an extra tax, have examined the same and find it correctly enrolled.

JAMES R. ANGEL,
Chairman.

H. B. No. 27—An act authorizing Isaac Kellog to establish a ferry on Snake river,

Read a third time, passed and title agreed to.

H. B. No. 14—An act to amend an act entitled an act authorizing Geo. Melville to establish a ferry on the Spokane river,

Read a third time, passed and title agreed to.

H. B. No. 35—An act to establish a ferry on the Yakima river, read a first time.

Rules suspended, bill read a second time and referred to the committee on Corporations.

H. B. No. 48—An act authorizing H. F. Smith to establish a ferry on the Okanagan river, read a first time.

Rules suspended, bill read a second time and referred to the committee on Corporations.

H. B. No. 49—An act authorizing county commissioners to lease public roads, read a first time.

Rules suspended, bill read a second time and referred to the committee on Roads and Highways.

H. B. No. 51—An act establishing a Territorial road in Cowlitz and Lewis counties, read a first time.

Rules suspended, bill read a second time and referred to the committee on Roads and Highways.

H. B. No. 61—An act in relation to road poll tax in Cowlitz county, read a first time.

Rules suspended, bill read a second time and referred to the Judiciary committee.

C. B. No. 13—An act to incorporate the Hum-hum-mi Log Driving Company, being the special order of the day, was

On motion of Mr. Stewart,

Laid on the table until to-morrow.

On leave, Mr. Clark introduced—

C. B. No. 26—An act authorizing W. N. Horton and Wm. A. Busy to plant, cultivate and gather oysters in Totten's Inlet.

Bill read a first time.

Rules suspended, bill read a second and third times.

The question being upon the final passage of the bill, the ayes and nays were demanded and the following was the result:

Those voting in the affirmative, were—

Messrs. Angel, Clark, Cochran, Shaw and Sinclair—5.

Those voting in the negative, were—

Mr. Stewart—1.

Bill passed and title agreed to.

On leave, Mr. Stewart introduced—

C. B. No. 27—An act in relation to amount of water in Mill creek.

Bill read a first time.

Rules suspended, bill read a second time and referred to the committee on Education.

Mr. Stewart submitted the following report:

MR. PRESIDENT—

The committee on Education to whom was referred C. B. No. 25, have had the same under consideration and have instructed me to report the same back to the Council, without amendment, and recommend its passage.

DANIEL STEWART,
Chairman.

C. B. No. 25—An act to incorporate the Port Madison Library Association,

Read a third time, passed and title agreed to.

Mr. Stewart reported back—

H. B. No. 8—An act to levy a capitation tax on persons of the Mongolian race.

Bill laid on the table until to-morrow.

On leave, Mr. Clark introduced—

C. J. R. No. 8—Relative to fortifications at Point Defiance and Gig Harbor.

Read a first time.

Rules suspended, resolution read a second and third times and passed.

On motion of Mr. Clark,

The Council adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Friday, January 15th, 1864.

Council met pursuant to adjournment.

Roll called; all the members present.

Journal of yesterday read and approved.

Mr. Cochran submitted the following report:

MR. PRESIDENT—

The committee on Roads and Highways to whom was referred H. B. No. 49—An act authorizing county commissioners to lease public roads; also, H. B. No. 51—An act to locate a Territorial road in Cowlitz and Lewis counties, have had the same under consideration, and have instructed me to report the bills back to the Council, without amendment, and recommend their passage.

H. COCHRAN,
Chairman.

Mr. Shaw submitted the following reports:

MR. PRESIDENT:

The committee on Corporations to whom was referred H. B. No. 35—An act authorizing the establishment of a ferry on the Yakima river, have had the same under consideration and have instructed me to report the same back with the following amendment: Strike out, in line six, the words "on said river," and insert the words, within the above limits, and recommend that the bill do pass as amended.

B. F. SHAW,
Chairman.

MR. PRESIDENT—

The committee on Corporations to whom was referred H. Bills Nos. 39 and 48, and C. B. No. 17, have had the same under consideration, and have instructed me to report the bills back to the Council, without amendment, and recommend the bills do pass.

B. F. SHAW.
Chairman.

Council Substitute for C. B. No. 27—An act in relation to amount of water in Mill creek,

Was reported back from committee and substitute adopted.

Bill read a third time, passed and title agreed to.

H. B. No. 35—An act to establish a ferry on the Yakima river.

Read a third time, passed and title agreed to.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 15, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council of the passage in the House of the following bills and resolutions:

H. B. No. 54—An act authorizing Jacob Dumas to erect a bridge across Pack river.

H. J. M. No. 6—Praying for a semi-monthly mail service from San Francisco to ports on Puget Sound by steamships.

H. J. R. No. 5—Relative to furnishing Whatcom county with military arms.

Also, the introduction of—

H. B. No. 62—An act to levy a tax on chartered companies and corporations.

H. B. No. 63—An act to regulate the fees of constables in Walla Walla county.

H. B. No. 64—An act regulating the time for the assembling of the Legislative Assembly of Washington Territory.

Also, that the Hon. Speaker has signed—

H. B. No. 11—An act authorizing the county commissioners of Clalm county to convey certain school lands to W. T. Crosby and others.

H. B. No. 16—An act to amend an act entitled an act authorizing E. C. Hardy and others to open a trail and make a wagon road in Clarke and Skamania counties.

House bill No. 7—An act relative to the tax-payers of Pacific county.

H. B. No. 42—An act to change the name of Sawamish county to Mason county.

J. L. McDONALD,
Chief Clerk.

H. B. No. 48—An act to authorize Hiram F. Smith to establish a ferry on the Okanagan Lake.

Read a third time, passed and title agreed to.

H. B. No. 39—An act to authorize Amos Underwood and I. H. Bush to establish a ferry across the Columbia river.

Read a third time, passed and title agreed to.

H. B. No. 49—An act to authorize County Commissioners to lease public roads.

Bill read a third time, passed and title agreed to.

H. B. No. 51—An act in relation to poll tax in Cowlitz county.

Bill read a third time, passed and title agreed to.

On leave, Mr. Stewart introduced—

C. B. No. 28—An act to appoint Regents of the University of Washington Territory.

Bill read a first time.

Rules suspended and bill read a second time.

Mr. Angel moved to strike out the name of Cyrus. Walker and insert Mr. Burnett.

Mr. Cochran moved to lay the bill on the table.

Motion lost.

Question recurring on amendment: lost.

Mr. McFadden moved to refer to committee on Education.

Mr. Cochran moved to strike out the name of James Tilton and insert Dr. Knight.

Motion lost.

Question recurring on motion to commit, was carried, with instructions to print.

On leave, Mr. Stewart introduced—

C. B. No. 29—An act to permanently locate the seat of government of Washington Territory.

Bill read a first time.

Rules suspended and bill read a second time.

Mr. McFadden moved to refer to the committee on Public Grounds and Buildings.

Mr. Clark moved to further suspend the rules and that the bill be read a third time now.

Upon which motion the ayes and nays were demanded and the following was the result:

Those voting in the affirmative, were—

Messrs. Clark, Cochran, Shaw and Stewart—4.

Those voting in the negative, were—

Messrs. Angel, Sinclair and Mr. President—3.

Motion carried.

Rules suspended and bill read a third time.

The question being on the passage of the bill, the yeas and nays were demanded and the following was the result:

Those voting in the affirmative, were—

Messrs. Clark, Cochran, Shaw and Stewart—4.

Those voting in the negative, were—

Messrs. Angel, Sinclair and Mr. President—3.

Bill passed and title agreed to.

H. B. No. 54—An act to authorize Jacob Dumas to erect a bridge on Pack river, read a first time.

Rules suspended and bill read a second time and referred to committee on Corporations.

H. J. M. No. 6—Relative to steam mail service on Puget Sound, read a first time.

Rules suspended and memorial read a second time and referred to committee on Commerce.

H. J. R. No. 5—Relative to furnishing military arms to Whatcom county, read a first time.

Rules suspended and resolution read a second time and referred to committee on Military Affairs.

C. B. No. 13—An act to incorporate the Hum-hum-mi Log Driving Company, having been made the special order for today, was taken up, and

On motion of Mr. Sinclair,

Made the special order for Friday January 22d.

Mr. Sinclair submitted the following report :

MR. PRESIDENT—

The committee on Ways and Means to whom was referred H. B. No. 19—An act for the relief of Clarke county, have had the same under consideration, and have instructed me to report the same back to the Council, without amendment, and recommend its passage.

W. B. SINCLAIR,
Chairman.

H. B. No. 19—An act for the relief of Clarke county, was taken up.

Mr. Clark moved to lay the bill on the table.

Motion lost.

On motion of Mr. Cochran,

The bill was re-committed to the committee on Ways and Means.

C. B. No. 7—An act authorizing M. B. Morris to establish a ferry on Snake river, having been amended in the House by inserting the name of W. H. Wheelock after that of M. B. Morris, was taken up.

On motion, the Council concurred in the amendments.

On leave, Mr. Angel introduced—

C. B. No. 30—An act to enable the Washington Territory volunteers to exercise the right of elective franchise.

Bill read a first time.

Rules suspended and bill read a second time and referred to committee on Military Affairs.

On motion of Mr. Angel,

The Council adjourned until to-morrow, at 10 o'clock, A. M.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Saturday, January 16, 1864.

Council met pursuant to adjournment.

On motion of Mr. Clark,

Mr. Angel was called to the Chair.

Roll called. Absent—Mr. President.

Journal of yesterday read and approved.

Mr. Clark submitted the following report:

MR. PRESIDENT—

The committee on Elections to whom was referred C. B. No. 28, have had the same under consideration, and a majority of said committee have instructed me to report the bill back to the Council and recommend its passage.

Mr. Angel dissenting.

FRANK CLARK,
Chairman.

Mr. Shaw submitted the following report:

MR. PRESIDENT—

The committee on Military Affairs to whom was referred C. B. No. 30, have had the same under consideration, and have instructed me to report the same back to the Council.

B. F. SHAW,
Chairman.

Mr. Shaw also submitted the following report:

MR. PRESIDENT—

The committee on Military Affairs to whom was referred H. J. R. No. 5, have had the same under consideration, and have instructed me to report the same back to the Council and recommend that the resolution do pass.

B. F. SHAW,
Chairman.

C. B. No. 30—An act to extend the elective franchise to the 1st Regiment W. T. Volunteers, was taken up.

Mr. Clark moved to indefinitely postpone the bill.

Upon which motion the ayes and nays were demanded and the following was the result:

Those voting in the affirmative, were—

Messrs. Clark, Shaw, Stewart and Mr. President—4.

Those voting in the negative, were—

Messrs. Angel, Cochran and Sinclair—3.

Motion carried, and bill indefinitely postponed.

Mr. Stewart moved to reconsider the vote by which C. B. No. 30 was indefinitely postponed.

Upon which motion the ayes and nays were demanded and the following was the result:

Those voting in the affirmative, were—

Messrs. Angel, Cochran and Sinclair—3.

Those voting in the negative, were—

Messrs. Clark, Shaw, Stewart and Mr. President—4.

Motion lost.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 16, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council of the passage in the House of the following bills:

H. B. No. 47—An act authorizing Russel Billings to establish a ferry on the Columbia river.

H. B. No. 50—An act to locate a Territorial road from Port Discovery to Port Angelos.

H. B. No. 56—An act to amend an act entitled "an act to regulate the practice and proceedings in probate courts."

H. B. No. 59—An act annexing Spokane county to Stevens county.

H. B. No. 60—An act to define the Northern boundary of Chehalis county.

H. B. No. 63—An act to regulate the fees of constables in Walla Walla county.

H. B. No. 66—An act to provide certain payment to Clarke county.

Also, the introduction of—

H. B. No. 65—An act regulating fees and costs in Walla Walla county.

Also, that the Hon. Speaker has signed—

Council Substitute for H. J. R. No. 3—Relative to re-print of election, school, and road laws of Washington Territory.

C. B. No. 15—An act authorizing the County Commissioners of Walla Walla county to levy an extra tax.

C. B. No. 22—An act amendatory of an act authorizing B. R. Stone to establish a ferry across the Columbia river, opposite the Dalles, Oregon.

H. B. No. 1—An act to amend an act entitled "an act to incorporate the city of Vancouver.

H. B. No. 5—An act incorporating the Colseed Log-Driving Company.

House bill No. 7—An act relative to the tax-payers of Pacific county.

H. B. No. 11—An act authorizing the county commissioners of Clalm county to convey certain school lands to W. T. Crosby and others.

H. B. No. 16—An act to amend an act entitled an act authorizing E. C. Hardy and others to open a trail and make a wagon road in Clarke and Skamania counties.

H. B. No. 37—An act to apportion the representation of Washington Territory.

H. B. No. 42—An act to change the name of Sawamish county to Mason county.

H. J. R. No. 1—Relative to adjournment.

H. J. M. No. 2—Praying an appropriation for building a road from Willopa river to the mouth of Black river.

All of which are herewith transmitted.

J. L. McDONALD,
Chief Clerk.

C. B. No. 28—An act to appoint Regents of the University of Washington Territory, was taken up.

Mr. McFadden moved to strike out the name of Hezekiah Davis and insert John Bagley.

Mr. Clark moved to amend the amendment by striking out the name of Frank Clark and insert John Bagley.

Motion lost.

Question recurring on the original motion, lost.

Bill read a third time.

The question being on the passage of the bill, the yeas and nays were demanded and the following was the result:

Those voting in the affirmative, were—
Messrs. Clark, Shaw, Stewart and Mr. President—4.
Those voting in the negative, were—
Messrs. Angel, Cochran and Sinclair—3.
Bill passed and title agreed to.

H. J. R. No. 5—Relative to furnishing military arms to Whatcom county, read a first time.

Rules suspended and resolution read a second and third times and passed.

Mr. Clark moved to adjourn. Lost.
Mr. Stewart moved a call of the Council.
Motion lost.
Mr. Clark moved to adjourn.
Motion carried.

The Council adjourned until Monday, at 10 o'clock, A. M.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Monday, January 18th, 1864.

Council met pursuant to adjournment.

Roll called; absent, Mr. Shaw.

Journal of Saturday read and approved.

On motion of Mr. Clark,

C. B. No. 13—An act to incorporate the Hum-hum-mi Log Driving Company, was taken up:

Bill read a third time, passed and title agreed to.

C. J. R. No. 7—Relative to adjourning *sine die.*

Rules suspended, resolution read a second and third times and passed.

House bill No. 8—An act to protect Free White Labor against competition with Chinese Coolie labor, and to discourage the immigration of the Chinese into the Territory of Washington,

On motion of Mr. Clark,

Amended by striking out $8 and inserting $20.

Read a third time, passed and title agreed to.

On leave, Mr. Angel introduced—

C. B. Mo. 31—An act to incorporate the Snoqualmie Log Driving Company.

Bill read a first time.

Rules suspended, bill read a second time and referred to the committee on Corporations, with instructions to print.

Mr. Sinclair submitted the following report:

MR. PRESIDENT—

The joint committee to whom was referred the reports of the Territorial Auditor and Treasurer, have examined the reports and books of said officers and are unable to thoroughly understand them, and your committee would recommend that said reports and books be placed in the hands of competent book keepers, and report their investigations to this body.

W. B. SINCLAIR,
Chairman.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 18, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council of the passage in the House of the following bills and resolutions:

C. J. R. No. 8—Relative to fortifications at Point Defiance and Gig Harbor.

C. B. No. 17—An act authorizing the County Commissioners of Skamania county to collect all taxes that are in arrears in said county.

C. B. No. 25—An act to incorporate the Port Madison Library Association.

H. B. No. 44—An act fixing the times for holding county commissioner's courts.

H. B. No. 65—An act to amend an act regulating fees and costs in Walla Walla county.

Also, the introduction of—

H. B. No. 67—An act further to amend an act entitled an act to incorporate the Walla Walla Railroad Company.

H. B. No. 68—An act to authorize E. C. Hardy to keep a ferry across the Columbia river.

H. B. No. 69—An act to amend an act entitled an act relating to county commissioners and defining their duties.

Also, that the Hon. Speaker has signed—

H. J. R. No. 4—Relative to examination of reports of the Territorial officers.

H. B. No. 21—An act declaring a certain road on Cape Horn Mountain a Territorial road.

H. B. No. 20—An act regulating the time of holding general elections.

H. B. No. 45—An act authorizing John Bennett to establish a ferry across the Nootsack river.

H. B. No. 55—An act to fix the times of holding county commissioners' courts in Walla Walla county.

Which are herewith transmitted.

J. L. McDONALD,
Chief Clerk.

On motion of Mr. Clark,

The Clerk was instructed to report all business to the House that had passed the Council.

Mr. President gave notice of having signed the following bills, resolutions, &c.

H. B. No. 5—An act incorporating the Colseed Log Driving Company.

H. B. No. 37—An act to apportion the representation of Washington Territory.

H. B. No. 11—An act directing the county commissioners of Clalm county to convey certain school lands.

H. B. No. 7—An act in relation to tax payers in Pacific county.

H. J. R. No. 1—Relative to adjourning over the holidays.

H. B. No. 16—An act to amend an act to authorize E. C. Hardy and others to open a trail and make a wagon road in Clarke and and Skamania counties.

H. B. No. 55—An act fixing the times of holding county commissioners' courts in Walla Walla county.

H. J. R. No. 4—Constituting the committee on Ways and Means of the two houses, a joint committee to examine and report on the Territorial Auditor's and Treasurer's reports.

H. B. No. 1—An act amendatory of an act incorporating the city of Vancouver.

H. B. No. 42—An act changing the name of Sawamish county to Mason county.

House bill 21—An act declaring the road from John W. Stevenson's farm, in Skamania county, to the Columbia river, a Territorial road,

H. B. No. 20—An act regulating the time for holding elections in Washington Territory.

H. J. M. No. 2—Relative to a military road from Willopa river to Black river.

H. B. No. 45—An act authorizing John Bennett to establish a ferry on the Nootsack river.

On motion of Mr. Stewart,

The Council adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Tuesday, January 19, 1864.

Council met pursuant to adjournment.

Roll called. Members all present.

Journal of yesterday read and approved.

Mr. Clark made verbal report on C. B. No. 19—An act to

divorce Michael Shea and wife, recommending that the Council refuse to further consider the bill.

Report adopted.

Mr. Shaw submitted the following report:

MR. PRESIDENT:

The committee on Corporations to whom was referred H. B. No. 54, have had the same under consideration, and have instructed me to report the bill back to the Council, with the following amendment—add an additional section.

B. F. SHAW,
Chairman.

"*Provided*, That nothing in this act shall be so construed as to prevent the county commissioners of Spokane county from altering or regulating the rates of toll that may be charged for crossing on said bridge.

Mr. Shaw in the Chair.

Mr. Clark, chairman of Judiciary committee, reported back

H. B. No. 10—An act supplementary to an act entitled an act to enable the Superintendent of Common Schools of Chehalis county to sell and convey certain school lands to John Brady, passed January 16th, 1863, and recommended its passage.

Bill read a third time, passed and title agreed to.

On leave, Mr. Stewart introduced—

C. B. No. 32—An act authorizing J. M. Van Syckle to establish a ferry at Wallula.

Bill read a first time.

Rules suspended and bill read a second and third times, passed and title agreed to.

On leave, Mr. Angel introduced—

C. B. No. 33—An act changing the time of the meeting of the Supreme Court.

Read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

The Clerk was instructed to report the passage of the bill to the House, forthwith.

H. B. No. 54—An act to authorize Jacob Dumas to erect a bridge on Pack river, was taken up and amended.

Read a third time, passed and title agreed to.

H. B. No. 44—An act regulating the times for holding county commissioners' courts,

Read a first time, and laid on the table.

H. B. No. 56—An act in relation to probate courts,

Bill read a first time.

Rules suspended and bill read a second time, and referred to committee on Judiciary with instructions to print.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 19, 1864.

MR. PRESIDENT:

I am instructed by the House to inform the Council of the passage of the following bills and resolutions:

H. B. No. 25—An act to pay R. M. Walker for services as Enrolling Clerk, during the session of 1860-61.

H. B. No. 38—An act to pay George House for services as Enrolling Clerk, during the session of 1859-60.

H. B. No. 67—An act further to amend an act to incorporate the Walla Walla Railroad Company.

H. B. No. 68—An act to authorize E. C. Hardy to keep a ferry across the Columbia river.

C. B. No. 13—An act to incorporate the Hum-hum-mi Log Driving Company.

C. J. R. No. 7—Relative to adjournment, *sine die*.

H. J. M. No. 8—Praying an appropriation of lands to the Nisqually Road Company.

Also, the concurrance of the House in the amendments of the Council to—

H. B. No. 19—An act for the relief of Clarke county.

Also, the introduction of—

H. B. No. 71—An act to limit the jurisdiction of probate courts.

H. B. No. 72—An act to amend an act in relation to county treasurers.

Also, of the indefinite postponement of the following bills and resolutions:

H. B. No. 30—An act to restrain swine from running at large in Walla Walla county.

H. B. No. 36—An act to amend an act to regulate marriages.

H. B. No. 46—An act to incorporate the Stalak-ha-mish Log-Driving Company.

H. B. No. 53—An act to prescribe the manner in which the Territorial Treasurer, Auditor and Librarian shall file their bonds.

H. B. No. 58—An act to change the name of Vancouver to "Gretna Green."

H. B. No. 64—An act regulating the time for the assembling of the Legislative Assembly of Washington Territory.

H. B. No. 70—An act allowing soldiers, sailors and marines in the army and navy of the United States, to exercise the elective franchise in Washington Territory.

H. J. R. No. 6—Extending the privileges of the Library to certain persons.

Also, that House bills 18 and 33—Relative to the times of holding county commissioners' courts, have been superceded by

H. B. No. 44—An act fixing the times for holding county commissioner's courts, and defining their duties in Washington Territory.

Also, that the Hon. Speaker has signed—

H. B. No. 14—An act to amend an act entitled an act authorizing Geo. Melville to establish a ferry on the Spokane river.

Council Substitute for H. B. No. 19—An act for the relief of Clarke county.

H. B. No. 29—An act to incorporate the Duwamish Log-Driving Company.

All of which are herewith transmitted.

J. L. McDONALD,
Chief Clerk.

H. B. No. 47—An act authorizing Russel Billings to establish a ferry on the Columbia river, was read a first time.

Rules suspended, bill read a second time and referred to the committee on Corporations, with instructions to report an additional section, authorizing the county commissioners to change the rates of toll.

H. B. No. 63—An act to regulate the fees of constables in Walla Walla county.

Bill read a first time.

Rules suspended, bill read a second time and referred to the Judiciary committee.

H. B. No. 59—An act annexing Spokane county to Stevens county.

Bill read a first time.

Rules suspended and bill read a second and third times, passed and title agreed to.

H. B. No. 60—An act to define the Northern boundary of Chehalis county.

Bill read a first time.

Rules suspended and bill read a second time and referred to committee on Counties.

H. B. No. 66—An act to provide certain payment to Clarke county.

Bill read a first time.

Rules suspended, bill read a second time and referred to committee on Ways and Means with instructions to print.

H. B. No. 50—An act to locate a Territorial road from Port Discovery to Port Angelos.

Bill read a first time.

Rules suspended, bill read a second time and referred to the committee on Roads and Highways.

H. B. No. 65—An act to amend an act regulating fees and costs in Walla Walla county.

Read a first time.

Rules suspended and bill read a second time, and referred to committee on Judiciary, with instructions to print.

H. J. M. No. 8—Praying an appropriation of lands to the Nisqually Road Company.

Read a first time.

Rules suspended, memorial read a second time and referred to the committee on Roads and Highways, with instructions to print.

H. B. No. 38—An act to pay George House for services as Enrolling Clerk, during the session of 1859–60.

Bill read a first time.

Rules suspended and bill read a second time, and referred to committee on Ways and Means.

H. B. No. 25—An act to pay R. M. Walker for services as Enrolling Clerk, during the session of 1860–61.

Bill read a first time.

Rules suspended and the bill was read a second time and referred to committee on Ways and Means, with instructions to consolidate all claims for services of enrolling clerks into one bill and report the same to the Council.

H. B. No. 67—An act further to amend an act to incorporate the Walla Walla Railroad Company.

Read a first time.

Rules suspended and the bill read a second time and referred to committee on Roads and Highways.

H. B. No. 68—An act to authorize E. C. Hardy to keep a ferry across the Columbia river.

Bill read a first time.

Rules suspended, bill read a second time and referred to the committee on Corporations.

On motion of Mr. Angel,

The Council adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Wednesday, January 20, 1864.

Council met pursuant to adjournment.

Roll called. Absent, Messrs. Clark and Stewart.

Journal of yesterday read and approved.

Mr. Angel submitted the following report:

MR. PRESIDENT:

The committee on Enrolled Bills beg leave to report that they have examined—

C. B. No. 17—An act authorizing the County Commissioners of Skamania county to collect all taxes that are in arrears in said county.

C. B. No. 25—An act to incorporate the Port Madison Library Association.

C. B. No. 7—An act authorizing M. B. Morris to establish a ferry on Snake river.

C. B. No. 9—An act authorizing Daniel Welch and Wm. Nix to establish a ferry on Spokane river.

And find them correctly enrolled.

JAMES R. ANGEL,
Chairman.

On leave, Mr. Shaw introduced—

C. B. No. 34—An act to incorporate the Sta-luka-hamish Log Driving Company.

Bill read a first time.

On leave, Mr. Cochran introduced—

C. B. No. 35—An act amendatory of an act to provide for the assessing and collection of Territorial and county revenue, passed January 28th, 1863.

Bill read a first time.

Rules suspended, bill read a second time and referred to the committee on Ways and Means.

On leave, Mr. Cochran introduced—

C. B. No. 36—An act to provide for the payment of taxes and other indebtedness due the county of Clarke.

Bill read a first time.

Rules suspended and bill read a second time and referred to committee on Ways and Means.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 20, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council of the passage in the House of the following bills and resolutions:

H. B. No. 23—An act assigning the District Judges in Washington Territory.

H. B. No. 57—An act creating the office and defining the duties of Territorial Auditor.

H. B. No. 69—An act to amend an act entitled an act relating to county commissioners and defining their duties.

H. B. No. 73—An act to amend an act entitled an act to incorporate the Monticello and Cowlitz Landing Steamboat Company.

H. B. No. 74—An act regulating the fees of county commissioners and sheriff of Kitsap county.

H. B. No. 77—An act authorizing J. P. Stewart and John Walker, their heirs and assigns, to establish and keep a ferry across the Puyallup river.

C. B. No. 11—An act in relation to the District Courts of Washington Territory, with amendments.

C. B. No. 26—An act authorizing W. N. Horton and Wm. A. Busy to plant, cultivate and gather oysters in Totten's Inlet.

C. B. No. 28—An act to appoint Regents of the University of Washington Territory.

H. J. R. No. 7—Relative to introduction of new business.

Also, that the House have concurred in Council amendments to—

H. B. No. 54—An act to authorize Jacob Dumas to erect a bridge on Pack river.

Also, that the House do not concur in Council amendments to—

House bill No. 8—An act to protect Free White Labor against competition with Chinese Coolie labor, and to discourage the immigration of the Chinese into the Territory of Washington,

And have appointed Messrs. Tobey, Bowles, and Barkhousen a committee on the part of the House, to confer with a like

committee on the part of the Council, to further consider said bill.

Also, the introduction of—

H. B. No. 75—An act to establish a pilotage on the Straits of Fuca and Puget Sound.

H. B. No. 76—An act to provide payment to persons having charge of insane persons.

H. B. No. 78—An act to change the name of Port Angeles to Booles-ville.

H. B. No. 79—An act to incorporate the Cedar River Log Driving Company.

H. B. No. 80—An act to divorce Judge Hewitt from the "Federal Clique," at Olympia.

Also, of the indefinite postponement of—

H. B. No. 22—An act to define the Judicial Districts of Washington Territory.

H. B. No. 24—An act establishing United States District Courts in Washington Territory.

H. B. No. 62—An act to levy a tax upon all companies or corporations, now existing and hereafter to be created in Washington Territory.

H. B. No. 80—An act to divorce Judge Hewitt from the "Federal Clique," at Olympia.

J. L. McDONALD,
Chief Clerk.

On leave, Mr. Cochran introduced—

C. B. No. 37—An act amendatory of an act relating to elections and the mode of supplying vacancies.

Bill read a first time.

Rules suspended and bill read a second time.

Mr. Shaw moved to refer the bill to the committee on Elections.

Upon which motion the ayes and nays were demanded and the following was the result:

Those voting in the affirmative, were—

Messrs. Shaw, and Mr. President—2.

Those voting in the negative, were—

Messrs. Angel, Cochran and Sinclair—3.

Motion lost.

Mr. Cochran moved to suspend the rules and that the bill be read a third time now.

Pending which, the President declared the Council adjourned until to-morrow at 10 o'clock, A. M., for want of a quorum.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Thursday, January 21, 1864.

Council met pursuant to adjournment.

Roll called. Absent, Messrs. Clark, Stewart and Shaw.

There being no quorum present, the President declared the Council adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Friday, January 22, 1864.

Council met pursuant to adjournment.

Roll called; absent, Messrs. Clark and Stewart.

Journals of January 20th and 21st read and approved.

Mr. Shaw submitted the following report:

MR. PRESIDENT:

The committee on Corporations to whom was referred H.

bills Nos. 47 and 68, have had the same under consideration, and have instructed me to report the bills back to the Council, and recommend that House bill No. 68 do pass; and that House bill No. 47 be amended by adding the following section:

"*Provided*, That nothing contained in this act shall be so construed as to prevent the county commissioners of the county wherein said ferry is located, from altering or regulating the rates of toll to be charged for crossing on said ferry.

B. F. SHAW,
Chairman.

Mr. Shaw also submitted the following report:

MR. PRESIDENT—

The committee on Corporations to whom was referred C. bill No. 31—An act to incorporate the Snoqualmie Log Driving Company, have had the same under consideration, and have instructed me to report the bill back to the Council with the follow amendment:

1st. Insert the name of Jacob Summers after that of Jared S. Hurd, and add an additional section relative to assessing damages where improved lands are occupied.

B. F. SHAW.
Chairman.

Mr. Cochran submitted the following report:

MR. PRESIDENT—

The committee on Roads and Highways to whom was referred H. J. M. No. 8, have had the same under consideration, and have instructed me to report the same back to the Council, and recommend its passage.

H. COCHRAN,
Chairman.

Mr. Cochran also submitted the following reports:

MR. PRESIDENT:

The committee on Roads and Highways to whom was referred H. B. No. 67—An act further to amend an act entitled an act to incorporate the Walla Walla Railroad Company.

H. B. No. 50—An act supplemental to an act to locate a Territorial road from Port Discovery to the Elwha valley,

Have had the same under consideration and have instructed me

to report the bills back to the Council, without amendment, and recommend their passage.

HIRAM COCHRAN,
Chairman.

MR. PRESIDENT—

The committee on Counties to whom was referred

H. B. No. 60—An act to define the Northern boundary of Chehalis county.

Have had the same under consideration, and have instructed me to report the same back to the Council, without amendment, and recommend its passage.

H. COCHRAN,
Chairman.

Mr. Sinclair submitted the following reports:

MR. PRESIDENT—

The Committee on Ways and Means to whom was referred

C. B. No. 35—An act amendatory of an act to provide for the assessing and collection of Territorial and county revenue, passed January 28th, 1863.

Have had the same under consideration and have instructed me to report the same back to the Council, without amendment and recommend its passage.

W. B. SINCLAIR,
Chairman.

MR. PRESIDENT—

The committee on Ways and Means to whom was referred

Council bill No. 36—An act relative to the payment of taxes and other indebtedness due the county of Clark,

Have had the same under consideration, and have instructed me to report the same back to the Council, without amendment, and recommend its passage.

W. B. SINCLAIR,
Chairman.

MR. PRESIDENT—

The committee on Ways and Means to whom was referred

House bill No. 66—An act to provide for the payment of three thousand eight hundred and eighty-six dollars and eighty

cents, together with interest accruing on the same until paid to the county of Clark,

Have had the same under consideration and recommend the following amendment:

Strike out the word "interest" where ever it occurs in said bill, and recommend its passage with the amendments.

W. B. SINCLAIR,
Chairman.

Mr. Angel submitted the following report:

MR. PRESIDENT:

The committee on Enrolled Bills beg leave to report that they have examined—

C. B. No. 11—An act in relation to the District Courts of Washington Territory.

C. B. No. 26—An act authorizing W. N. Horton and Wm. A. Busy to plant, cultivate and gather oysters in Totten's Inlet.

And find them correctly enrolled.

JAMES R. ANGEL,
Chairman.

On leave, Mr. Cochran introduced—

Council bill No. 38—An act to legalize the municipal election held in Vancouver on the first Monday of Nov., 1863.

Bill read a first time.

Rules suspended and bill read a second and third times, passed and title agreed to.

On motion of Mr. Cochran,

Council concurred in House amendment to—

Council bill No. 11—An act in relation to District Courts.

On motion of Mr. Shaw,

The Council refused to recede from their amendments to

House bill No. 8—An act to protect Free White Labor against competition with Chinese Coolie labor, and to discourage the immigration of the Chinese into the Territory of Washington.

A committee of conference having been asked for by the House, the President appointed the following committee on the part of the Council: Messrs. Cochran, Shaw and Angel.

H. J. M. No. 8—Praying an appropriation of lands to the Nisqually Road Company.

Read a third time, passed and title agreed to.

On leave, Mr. Sinclair introduced—

Council bill No. 39, being substitute for House bills Nos. 25 and 38—An act providing for payment of enrolling clerks of the Legislative Assembly.

Bill read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

H. B. No. 50—An act supplemental to an act to locate a Territorial road from Port Discovery to the Elwha valley,

Read a third time, passed and title agreed to.

H. B. No. 67—An act further to amend an act to incorporate the Walla Walla Railroad Company.

Read a third time, passed and title agreed to.

H. B. No. 68—An act to authorize E. C. Hardy to keep a ferry across the Columbia river.

Laid on the table.

H. B. No. 47—An act authorizing Russel Billings to establish a ferry on the Columbia river,

Read a third time, passed and title agreed to.

H. B. No. 60—An act defining the northern boundary of Chehalis county.

Laid on the table.

H. B. No. 66—An act to provide certain payment to Clarke county.

Amended by striking out all relative to "interest."

Bill read a third time, passed and title agreed to.

Mr. Angel in the Chair.

Council bill No. 31—An act to incorporate the Snoqualmie Log Driving Company, was

On motion of Mr. Sinclair,

Laid on the table until Monday.

Council bill No. 35—An act amendatory of an act to pro-

vide for assessing and collection of Territorial and county revenue, passed January 28, 1863, was taken up, and

On motion of Mr. Cochran,

Amended by inserting the word "or," before the word county.

Bill read a third time, passed and title agreed to.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 21, 1864.

MR. PRESIDENT:

I am instructed by the House to inform the Council of the passage of the following bills and resolutions:

H. B. No. 71—An act to limit the jurisdiction of probate courts.

H. B. No. 72—An act to amend an act in relation to county treasurers.

H. B. No. 79—An act to incorporate the Cedar River Log Driving Company.

H. B. No. 81—An act to establish a Territorial road from Clark's creek, in Pierce county, to a point on the military road in King county.

H. B. No. 82—An act to authorize John Carson and associates to construct a bridge across Puyallup river.

H. B. No. 85—An act consolidating the offices of sheriff and assessor of Chehalis county.

H. B. No. 86—An act to authorize Humphrey O'Bryant to construct a bridge on the Yakima river.

Councill bill No. 27—An act fixing the rights of riparian proprietors and others on Mill creek below the Yellow Hawk or South Fork of Mill creek, and also of those upon the Yellow Hawk and Garrison or Babcock's creek, in Walla Walla county.

C. B. No. 32—An act authorizing J. M. Van Syckle to establish a ferry at Wallula.

C. B. No. 33—An act changing the time of the meeting of the Supreme Court.

H. J. R. No. 9—Explanatory of H. J. R. No. 7, relative to adjournment, *sine die*.

Also, the introduction of—

H. B. No. 83—An act amendatory of an act entitled "an to authorize the construction of an electrical telegraph line from the southern to the northern boundary of Washington Territory.

H. B. No. 84—An act to provide a revenue.

Also, of the indefinite postponement of—

H. B. No. 75—An act to establish a pilotage on the Straits of Fuca and Puget Sound.

H. B. No. 78—An act to change the name of Port Angeles to Booles-ville.

Also, that the Hon. Speaker has signed—

H. J. R. No. 5—Relative to furnishing Whatcom county with military arms.

H. B. No. 27—An act to authorize Isaac Kellogg to establish a ferry on Snake river.

H. B. No. 48—An act to authorize Hiram F. Smith to establish a ferry on the Okanagan river.

Which are herewith transmitted.

J. L. McDONALD,
Chief Clerk.

C. B. 36—An act providing the payment of taxes and other indebtedness due the county of Clark,

Was taken up and amended.

Bill read a third time, passed and title agreed to.

Council took a recess of ten minutes.

H. J. R. No. 9—Explanatory of H. J. R. No. 7, relative to adjournment, *sine die*,

Read a first time.

Rules suspended, resolution read a second and third times and passed.

House bill No. 86—An act authorizing Humphrey O'Bryant to establish a ferry across the Yakima river,

Bill read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

House bill No. 85—An act consolidating the offices of sheriff and assessor of Chehalis county.

Bill read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

House bill No. 82—An act authorizing John Carson to establish a bridge over the Puyallup river,

Read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

House bill No. 81—An act to establish a Territorial road from Clark's creek, in Pierce county, to a point on the military road north of the Puyallup river, in King county,

Read a first time.

Rules suspended and the bill read a second time and referred to committee on Roads and Highways.

House bill No. 79—An act to incorporate the Cedar River Log Driving Company.

Bill read a first time.

Rules suspended, bill read a second time and referred to the committee on Corporations.

H. B. No. 72—An act amendatory of an act relative to county treasurers.

Bill read a first time.

Rules suspended and bill read a second time, and referred to committee on Ways and Means.

H. B. No. 71—An act limiting the jurisdiction of probate courts.

Bill read a first time.

Rules suspended and bill read a second time.

Amended, by striking out Thurston county, and laid on the table.

H. B. No. 73—An act to amend an act entitled an act to incorporate the Monticello and Cowlitz Landing Steamboat Company.

Bill read a first time.

Rules suspended and the bill was read a second time and referred to committee on Corporations.

H. B. No. 74—An act regulating the fees of county commissioners and sheriff of Kitsap county.

Read a first time.

Rules suspended and bill read a second time, and referred to committee on Judiciary, with instructions to print.

H. B. No. 77—An act authorizing J. P. Stewart and John Walker, their heirs and assigns, to establish and keep a ferry across the Puyallup river.

Bill read a first time.

Rules suspended, bill read a second time and referred to Mr. Clark.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 22, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council of the reconsideration of the vote by which House bill No. 75—An act to establish Pilotage on Puget Sound and the Straits of Fuca, was indefinitely postponed, and the passage of the same.

J. L. McDONALD,
Chief Clerk.

H. B. No. 69—An act to amend an act entitled an act relating to county commissioners and defining their duties.

Bill read a first time.

Rules suspended, bill read a second time and referred to the committee on Counties.

H. B. No. 57—An act creating the office and defining the duties of Territorial Auditor.

Bill read a first time.

Rules suspended and bill read a second time and referred to committee on Ways and Means.

H. B. No. 23—An act assigning the District Judges in Washington Territory.

Bill read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

H. J. R. No. 7—Relative to introduction of new business.

Had three several readings and passed.

H. B. No. 75—An act authorizing the establishment of Pilotage on the Straits of Juan de Fuca.

Bill read a first time.

Rules suspended, bill read a second time and referred to the committee on Commerce, with instructions to print.

Mr. President gave notice of having signed the following bills, resolutions, &c.

H. J. R. No. 5—Relative to furnishing military arms to Whatcom county.

H. B. No. 29—An act to incorporate the Duwamish Log Driving Company,

House bill No. 27—An act to establish a ferry on Snake river.

C. B. No. 11—An act in relation to District Courts.

H. B. No. 14—An act to amend an act entitled an act authorizing Geo. Melville to establish a ferry on the Kootania river.

H. B. No. 48—An act authorizing H. F. Smith to establish a ferry on the Okanagan river.

Council Substitute for H. B. No. 19—An act for the relief of Clarke county.

C. B. No. 34—An act to incorporate the Sta-luka-hamish Log Driving Company.

Bill read a first time.

Rules suspended, bill read a second time and referred to the committee on Corporations.

The President appointed Messrs. Shaw, Cochran and Angel a committee on the part of the Council, to examine the Territorial Library.

On motion of Mr. Shaw,

The Council adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Saturday, January 23, 1864.

Council met pursuant to adjournment.

Roll called. Absent, Messrs. Clark and Stewart.

Journal of yesterday read and approved.

Mr. President gave notice of having signed the following bills, resolutions, &c.

H. B. No. 51—An act to lay out a Territorial road in the counties of Cowlitz and Lewis.

H. B. No. 35—An act to establish a ferry on the Yakima river.

H. B. No. 10—An act supplementary to an act entitled an act to enable the Superintendent of Common Schools of Chehalis county to sell and convey certain school lands to John Brady, passed January 16th, 1863.

H. B. No. 39—An act to authorize Amos Underwood and Geo. Bush to establish a ferry across the Columbia river.

H. B. No. 54—An act authorizing Jacob Dumas to erect a bridge across Pack river.

C. B. No. 28—An act to appoint Regents of the University of Washington Territory.

On leave, Mr. Angel introduced—

C. B. No. 40—An act appointing Penitentiary commissioners, and providing for erecting the building.

Bill read a first time.

Rules suspended and bill read a second time, and referred to committee on Public Grounds and Buildings.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 23, 1864.

MR. PRESIDENT:

I am instructed by the House to inform the Council of the passage of the following bills, memorials, &c.:

H. B. No. 92—An act to regulate the practice and proceedings in civil actions.

C. B. No. 36—An act to provide for the payment of taxes and other indebtedness due the county of Clarke.

Council bill No. 38—An act to legalize the municipal election held in Vancouver on the first Monday of Nov., 1863.

Also, the introduction of—

H. J. M. No. 9—Praying Congress for aid in the construction of a railroad from Wallula to Walla Walla, in Washington Territory.

H. J. M. No. 10—Praying for the removal of the Custom House from Port Angeles to Port Townsend.

H. B. No. 87—An act to dissolve the bonds of matrimony between Wilson and wife.

House bill No. 88—An act appropriating money for the benefit of the "House of Providence Orphan Asylum," at Vancouver, Washington Territory.

H. B. No. 89—An act creating the office and defining the duties of Territorial Treasurer.

H. B. No. 90—An act to dissolve the bonds of matrimony existing between Joseph Dray and Caroline Dray.

H. B. No. 91—An act dissolving the bonds of matrimony existing between T. S. Rue and Lydia Rue.

H. B. No. 93—An act in relation to licenses in the county of Clarke.

H. B. No. 94—An act to dissolve the bonds of matrimony between Isreal Maltsly and Martha Maltsly, his wife.

H. B. No. 95—An act to dissolve the bonds of matrimony existing between William Barker and Harriet Barker, his wife.

H. B. No. 96—An act supplementary to an act entitled an to change the times of holding county commissioners' courts in Walla Walla county.

H. B. No. 97—An act to dissolve the bonds of matrimony existing between Herbet Jeals and his wife.

House bill No. 98—An act for the relief of E. C. Hardy.

H. B. No. 99—An act to dissolve the bonds of matrimony existing between Hans. P. Whitney and Susan, his wife.

House bill No. 100—An act to dissolve the bonds of matrimony existing between Joseph Francis and Sophia Francis, his wife.

Also, that the House has concurred in Council amendments to the following bills:

H. B. No. 47—An act authorizing Russel Billings to establish a ferry on the Columbia river.

House bill No. 66—An act to provide for the payment of three thousand eight hundred and eighty-six dollars and eighty cents, together with interest accruing on the same until paid to the county of Clark.

Also, of the indefinite postponement of—

C. B. No. 29—An act to permanently locate the seat of government of Washington Territory.

Also, that the Hon. Speaker has signed—

H. B. No. 54—An act authorizing Jacob Dumas to erect a bridge across Pack river.

H. B. No. 39—An act authorizing Amos Underwood and George Bush to establish a ferry across the Columbia river.

H. B. No. 10—An act supplementary to an act to enable the superintendent of common schools in Chehalis county to convey certain school lands.

H. B. No. 35—An act to establish a ferry on the Yakima river.

H. B. No. 51—An act to locate a Territorial road from Aliqua creek, in Cowlitz county, to intersect the military road on Grand Prairie, in Lewis county.

C. B. No. 28—An act appointing Regents of the University of the Territory of Washington.

Which are herewith transmitted.

J. L. McDONALD,
Chief Clerk.

Mr. Cochran also submitted the following reports:

MR. PRESIDENT:

The committee on Counties to whom was referred

H. B. No. 69—An act to amend an act entitled an act relating to county commissioners and defining their duties.

Have had the same under consideration, and have instructed me to report the same back to the Council, without amendment, and recommend its passage.

H. COCHRAN,
Chairman.

MR. PRESIDENT—

The committee on Roads and Highways to whom was referred H. B. No. 81—An act to establish a Territorial road from Clark's creek, in Pierce county, to a point on the military road in King county.

Have had the same under consideration, and have instructed me to report the bill back to the Council, without amendment, and recommend its passage.

HIRAM COCHRAN,
Chairman.

Mr. Sinclair submitted the following report:

MR. PRESIDENT—

The Committee on Commerce, to whom was referred—

H. B. No. 75—An act authorizing the establishment of Pilotage on the Straits of Juan de Fuca.

Have had the same under consideration and have instructed me to report the same back for the further consideration of the Council.

W. B. SINCLAIR,
Chairman.

House bill No. 81—An act to establish a Territorial road from Clark's creek, in Pierce county, to a point on the military road north of the Puyallup river, in King county,

Bill read a third time, passed and title agreed to.

H. B. No. 69—An act in relation to county commissioners' courts,

Laid on the table.

H. B. No. 75—An act to establish Pilotage on the Straits of Juan de Fuca and Puget Sound,

Was taken up and read a third time.

The question being upon the final passage of the bill, the ayes and nays were demanded and the following was the result:

Those voting in the affirmative, were—

None.

Those voting in the negative, were—

Messrs. Angel, Cochran, Shaw, Sinclair and Mr. President —5.

All voting no, the bill did not pass.

Mr. Angel moved to reconsider the vote by which the Council refused to pass H. B. No. 75.

Motion lost.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 23, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council that the Hon. Speaker has signed the following:

C. B. No. 11—An act in relation to district courts.

C. B. No. 26—An act authorizing W. N. Horton and Wm. A. Busy to plant, cultivate and gather oysters in Totten's Inlet.

C. J. R. No. 6—Relative to joint committee.

All of which are herewith transmitted.

J. L. McDONALD,
Chief Clerk.

On motion of Mr. Angei,

The Council adjourned until Monday, at 10 o'clock, A. M.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Monday, January 25, 1864.

Council met pursuant to adjournment.

Roll called; absent, Messrs. Clark and Stewart.

Journal of Saturday read and approved.

Mr. Shaw in the Chair.

On leave, Mr. McFadden introduced—

C. B. No. 41—An act in relation to District Courts.

Bill read a first time.

Rules suspended, bill read a second time and laid on the table.

C. B. No. 40—An act appointing Penitentiary commissioners to erect building,

Laid on the table.

Mr. Shaw submitted a verbal report on—

H. B. No. 77—An act authorizing J. P. Stewart and John Walker, their heirs and assigns, to establish and keep a ferry across the Puyallup river.

Read a third time, passed and title agreed to.

Mr. Shaw submitted the following report:

MR. PRESIDENT:

The committee on Corporations to whom was referred H. bills Nos. 73 and 79, also, C. B. No. 34, have had the same under consideration, and have instructed me to report the bills back to the Council, and recommend that they do pass.

B. F. SHAW,
Chairman.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 25, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council of the passage in the House of the following bills and resolutions:

H. B. No. 76—An act to provide payment to persons having charge of insane persons.

H. B. No. 88—An act appropriating money for the benefit of the "House of Providence Orphan Asylums," at Vancouver and Steilacoom.

H. B. No. 83—An act amendatory of an act entitled "an to authorize the construction of an electrical telegraph line from the southern to the northern boundary of Washington Territory.

Also, the concurrence of the House to the amendments offered by the conference committee to—

House bill No. 8—An act to protect Free White Labor against competition with Chinese Coolie labor, and to discourage the immigration of the Chinese into the Territory of Washington.

Also, of the introduction of the following:

House bill No. 101—An act relative to gaming.

House bill No. 102—An act authorizing H. K. Stevens and others to construct a towpath on the banks of the Columbia river.

H. J. R. No. 10—Relative to payments of claimants against the fund for erection of Penitentiary for Washington Territory.

H. J. M. No. 11—Relative to military road from Fort Steilacoom to Fort Bellingham, W. T.

Also, of the indefinite postponement of—

H. B. No. 52—An act to define the "elective franchise."

H. B. No. 98—An act for the relief of E. C. Hardy.

J. L. McDONALD,
Chief Clerk.

Mr. Sinclair submitted the following report:

MR. PRESIDENT—

The committee on Ways and Means to whom was referred

H. B. No. 57—An act creating the office and defining the duties of Territorial Auditor.

Have had the same under consideration, and have instructed me to report the same back to the Council, without amendment, and recommend its passage.

W. B. SINCLAIR,
Chairman.

Mr. Shaw submitted the following report:

MR. PRESIDENT—

The committee to whom was referred—

Council bill No. 5—An act to authorize And. J. Lawrence, executor of the estate of Esther Short, deceased, to sell certain real estate at private sale.

C. B. No. 8—An act authorizing the creation of a jail-fund in Clarke county.

Council bill No. 14—An act to amend an act entitled an act to regulate suits for divorce and alimony.

C. B. No. 10—An act authorizing aliens to hold and convey real estate.

C. B. No. 23—An act to regulate suits for divorce and alimony.

C. B. No. 24—An act to repeal an act entitled "an act to measure lumber in the log," passed January 26, 1863. Also,

H. B. No. 4—An act to regulate the practice and proceedings in the District Courts.

H. B. No. 26—An act to amend an act relative to killing of wild animals.

H. B. No. 31—An act to repeal an act for the preservation of clams, oysters and other shell-fish.

H. B. No. 43—An act to amend an act entitled "an act to regulate the practice and proceedings in civil actions in the district courts."

H. B. No. 56—An act to amend an act entitled "an act to regulate the practice and proceedings in probate courts."

H. B. No. 63—An act to regulate the fees of constables in Walla Walla county.

H. B. No. 65—An act regulating fees and costs in Walla Walla county.

H. B. No. 74—An act regulating the fees of county commissioners and sheriff of Kitsap county.

Have had the same under consideration, and beg leave to report that they recommend the passage of—

Council bills No. 8, 5, and 24, and House bills No. 56, 63, and 65. And recommend that Council bills No. 10, 14 and 23, and House bills No. 4, 26, 31, 43, and 74 be indefinitely postponed.

B. F. SHAW.
JAMES R. ANGEL,
Committee.

The committee appointed to examine the Library reported as follows:

MR. PRESIDENT:

The select committee on Territorial Library, beg leave to inform the Council that they have examined the same and find the number of books now in the Library to be 4,781
No. of books out as shown by Librarian's record..... 115

Total.....4,896

No. of books in Library per J. C. Head's report 6,000
4,896

No. of books not accounted for..... 1,104

H. COCHRAN,
B. F. SHAW,
JAMES R. ANGEL,
Committee.

Mr. Angel submitted the following report:

MR. PRESIDENT—

The committee on Public Grounds and Buildings, to whom was referred—

C. B. No. 40—An act appointing Penitentiary commissioners, and providing for erecting the building.

Have had the same under consideration and have instructed me to report the bill back to the Council, without amendment, and recommend its passage.

JAMES R. ANGEL,
Chairman.

C. B. No. 34—An act to incorporate the Sta-luka-hamish Log Driving Company.

Bill read a third time, passed and title agreed to.

H. B. No. 73—An act to amend an act entitled an act to incorporate the Monticello and Cowlitz Landing Steamboat Company.

Read a third time, passed and title agreed to.

H. B. No. 79—An act to incorporate the Cedar River Log Driving Company.

Read a third time, passed and title agreed to.

H. B. No. 57—An act creating the office and defining the duties of Territorial Auditor.

Bill read a third time, passed and title agreed to.

Council bill No. 5—An act to authorize And. J. Lawrence, executor of the estate of Esther Short, deceased, to sell certain real estate at private sale.

Was taken up and read a third time.

The question being upon the final passage of the bill, the ayes and nays were demanded and the following was the result:

Those voting in the affirmative, were—
Messrs. Angel, Cochran, Shaw and Sinclair—4.
Those voting in the negative, were—
Mr. President—1.
The bill passed and title agreed to.

C. B. No. 8—An act authorizing the creation of a jail-fund in Clarke county.

Bill read a third time, passed and title agreed to.

Council bill No. 14—An act to amend an act entitled an act to regulate suits for divorce and alimony.

Substitute adopted, and bill read a third time.

The question being upon the final passage of the bill, the ayes and nays were demanded and the following was the result:

Those voting in the affirmative, were—
Messrs. Cochran, Sinclair and Mr. President—3.
Those voting in the negative, were—
Messrs. Angel and Shaw—2.
The bill passed and title agreed to.

C. B. No. 10—An act authorizing aliens to hold and convey real estate.

Read a third time, passed and title agreed to.

C. B. No. 24—An act to repeal an act entitled "an act to measure lumber in the log," passed January 26, 1863.

Read a third time, passed and title agreed to.

H. B. No. 63—An act to regulate the fees of constables in Walla Walla county.

Read a third time, passed and title agreed to.

H. B. No. 65—An act regulating fees and costs in Walla Walla county.

Read a third time, passed and title agreed to.

H. B. No. 56—An act to amend an act entitled "an act to regulate the practice and proceedings in probate courts."

Laid on the table.

On motion of Mr. Angel,

The Council adjourned until to-morrow, at 10 o'clock, A. M.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Tuesday, January 26, 1864.

Council met pursuant to adjournment.

Roll called. Absent, Messrs. Clark, Stewart and Shaw.

There being no quorum present, the President declared the Council adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Wednesday, January 27, 1864.

Council met pursuant to adjournment.

Roll called; absent, Messrs. Clark and Stewart.

Journal of January 25th and 26th read and approved.

Mr. Shaw in the Chair.

On leave, Mr. McFadden introduced—

C. B. No. 42—An act amendatory of the act incorporating the town of Olympia.

Bill read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

On leave, Mr. Cochran introduced—

C. B. No. 43—An act to pay A. H. Sheffield for keeping Territorial prisoners.

Bill read a first time.

Rules suspended and bill read a second time and referred to committee on Ways and Means.

Mr. Sinclair submitted the following report:

MR. PRESIDENT—

The committee on Ways and Means, who were instructed to procure the assistance of a practical book-keeper and thoroughly examine the books and accounts of the Territorial Auditor and Treasurer, have instructed me to make the following report:

They have employed the services of Mr. Charles Eagan, who, from a composed mass of books and papers, has made a very respectable and interesting report, setting forth, as near as possible, a correct statement of the finances of this Territory.—The statement, or report, is herewith submitted, and your committee recommend the publication of the same for the benefit of the Territory.

W. B. SINCLAIR,
Chairman.

FINANCIAL STATEMENT:

COWLITZ COUNTY, DR.

To Territorial tax assessed for the year 1855	$ 83 05
" " " " " " 1856	71 13
" " " " " " 1857	106 02
" " " " " " 1858	125 94
" " " " " " 1859	38 77
" " " " " " 1860	41 62
" " " " " " 1861	132 28
" " " " " " 1862	112 50
" 200 poll tax blanks " " 1862	208 88
" Government direct tax " " "	202 50
" 150 poll tax blanks " " 1863	156 60
" Territorial tax assessed for the year 1863	145 69
	$1,424 98
To delinquent tax to balance	$ 315 74

COWLITZ COUNTY, Cr.

By cash on account of taxes for the years 1855–6–7	$ 260 21
" " " " " " 1858	113 88
" " " " " " 1859	43 25
" " " " " " 1860	39 17
" delinquent tax certificate	6 61
" cash on account of taxes for the year 1861	127 84
" delinquent tax certificate " " " "	4 16
" cash on account of Government direct tax for the year 1862	202 00
" cash on account of taxes for the year 1863	100 55
" delinquent tax certificate " " " "	3 00
" cash on account of taxes " " " "	100 00
" 104 blank poll tax receipts	108 57
" delinquent tax to balance	315 74
	$1,424 98

NOTE:—In the exhibit for Cowlitz county, we find the Treasurer has received the sum of $127 84, taxes for 1861, of which there is no exhibit on books of Auditor. Also, a delinquent tax certificate for $4 16 credit to the county, of which there is no exhibit on books of Auditor.

SPOKANE COUNTY, Dr.

To Territorial tax assessed for the year 1861	$ 142 17
" 500 poll tax blanks for the year 1862	522 00
" Government direct tax for the year 1862	255 91
	$ 920 08
To amount of delinquent tax to balance	$ 262 31

SPOKANE COUNTY, Cr.

By cash on account of Territorial taxes for the year 1861	$ 116 01
" delinquent tax certificate	26 36
" 395 poll tax blanks returned	412 38
" cash on account of Territorial taxes for the year 1862	103 02
" delinquent tax to balance	262 30
	$ 920 08

CHEHALIS COUNTY, Dr.

To amount of Territorial tax assessed for the year 1856	$ 14 94
" " " " " " " 1857	18 73
No returns for the year 1858.	
To amount of Territorial tax assessed for the year 1859	15 75
" " " " " " " 1860	18 84
" " " " " " " 1861	86 74
" " " " " " " 1862	68 77
" 100 poll tax blanks for the year 1862	104 40
" amount Government direct tax for the year 1862	123 79
" amount of Territorial tax assessed for the year 1863	72 40
" 100 poll tax blanks for the year 1863	104 40
" amount over paid by county to balance	78 46
	$ 707 22

CHEHALIS COUNTY, Cr.

By cash on account of Territorial tax for the year 1856	$ 14 94
" " " " " " " " 1857	18 73
" cost bill in case of Simmons	568 05
" cash on account of Government direct tax for the year 1862	105 50
	$ 707 22
By amount of cash overpaid $ 78 46	

PACIFIC COUNTY, Dr.

To amount of Territorial tax assessed for the year 1855	$ 31 49
No returns for the years 1856–7–or–8.	
To amount of Territorial tax assessed for the year 1859	17 37
" " " " " " " 1860	35 16
" " " " " " " 1861	105 08
" " " " " " " 1862	90 10
" 200 poll tax blanks for the year 1862	208 80
" amount of Government direct tax for the year 1862	162 18
" amount of Territorial tax assessed for the year 1863	101 53
" 100 poll tax blanks for the year 1863	104 40
	$ 856 11
To amount of delinquent tax to balance	$ 321 83

PACIFIC COUNTY, Cr.

By cash on account of Territorial tax for the year 1855	$ 20 54
" " " " " " " 1860	35 16
" " " " " " " 1861	105 08
" " " of Government direct tax for the year 1862	125 00
" " " of Territorial tax for the year 1862	248 50
" amount of delinquent tax to balance	321 83
	$ 856 11

CLICKATAT COUNTY, Dr.

To 60 poll tax blanks	$ 62 64

NOTE:—No assessment returns from this county, nor payment of taxes since its organization.

WAHKIAKUM COUNTY, Dr.

To amount of Territorial tax assessed for the year 1855	$ 36 70
" " " " " " " 1856	34 27
" " " " " " " 1857	18 45
" " " " " " " 1858	12 61
" " " " " " " 1859	2 50
" " " " " " " 1860	1 91
" " " " " " " 1861	7 30
" " " " " " " 1862	6 30
" 20 poll tax blanks for 1862	20 88
" amount of Government direct tax for the year 1862	11 34
" " of Territorial " " " 1663	6 80
" 20 poll tax blanks for 1863	20 88
	$ 179 94
To amount of delinquent tax to balance	$ 28 59

WAHKIAKUM COUNTY, Cr.

By cash paid on account Territorial tax for 1855	$ 36 70
" " " " " " " " 1856	34 27
" " " " " " " " 1857	18 45
" " " " " " " " 1858	12 61
" " " " " " " " 1859	2 50
" " " " " " " " 1860–61	9 20
" " " " " " " " 1862	6 30
" cash paid on account of Government direct tax for 1862	11 38
" three poll tax blanks returned for 1862	3 13
" cash on account of Territorial tax for 1862	10 00
" " " " " 1863	6 80
" amount of delinquent tax to balance	28 59
	$ 179 94

CLARKE COUNTY, Dr.

To amount Territorial tax assessed for the year 1854	$ 327 45
" " " " " " " 1855	350 94
" " " " " " " 1856	319 51
" " " " " " " 1857	324 64
" " " " " " " 1858	430 60
" " " " " " " 1859	131 86
" " " " " " " 1860	137 86
" " " " " " " 1861	526 28
" 600 poll tax blanks for 1862	626 40
" amount of Territorial tax assessed for the year 1862	618 20
" amount Government direct tax assessed for 1862	1,113 76
" amount Territorial tax assessed for the year 1863	357 68
" 450 poll tax blanks for 1863	469 80
	$5,734 98
1863 To delinquent tax to balance	$1,887 72

NOTE:—We find in the account with Clarke county a credit of $100, paid Feb. 26, 1862, to the Treasurer, on account of Territorial tax, of which there is no exhibit on the books of the Treasurer.

CLARKE COUNTY, Cr.

By cash on account of Territorial tax for 1854	$320 60
" cash on account of Territorial tax for 1855	259 55
" cash on account of Territorial tax for 1856	272 16
" cash on account of Territorial tax for 1857	354 77
" cash on account of Territorial tax for 1858	297 91
" cash on account of Territorial tax for 1859	65 50
" amount cost bill, John Freaney	165 37
" amount cost bill, And. Kirby	253 40
" cash on account of Territorial tax for 1862	100 00
" 250 poll tax blanks returned, 1862	261 00
" cash on account of Government direct tax, 1862	900 00
" cash on account of Territorial tax for 1863	600 00
" delinquent tax to balance	1,887 72
	$5,734 98

SKAMANIA COUNTY, Dr.

To amount assessed as Territorial tax for 1855	$ 31 13
No returns for 1856–7–8 or 9.	
To amount assessed as Territorial tax for 1860	16 75
To amount assessed as Territorial tax for '61	82 40
To 126 poll tax blanks for '62	131 54
To amount assessed as Territorial tax for '62	219 44
To amount assessed as Government direct tax for '62	128 70
To amount assessed as Territorial tax for '63	191 17
	$751 13
1863. To amount delinquent tax to balance	$688 50

SKAMANIA COUNTY, Cr.

By cash on account of Territorial tax for 1860	$ 15 75
By 45 poll tax blanks returned for '62	46 98
By delinquent tax to balance	688 50
	$751 13

THURSTON COUNTY, Dr.

To amount Territorial tax assessed for '53	$ 98 80
To amount Territorial tax assessed for '54	420 60
To amount Territorial tax assessed for '55	400 65
To amount Territorial tax assessed for '56	443 49
To amount Territorial tax assessed for '57	576 98
To amount Territorial tax assessed for '58	638 54
To amount Territorial tax assessed for '59	168 59
To amount Territorial tax assessed for '60	223 49
To amount Territorial tax assessed for '61	697 55
To amount Territorial tax assessed for '62	664 64
To 450 poll tax blanks for '62	469 80
To amount Government direct tax assessed for '62	1196 36
To amount Territorial tax assessed for '63	681 74
To 400 poll tax blanks for '63	417 60
	$7,098 83
1863. To amount delinquent tax to balance	$1,247 35

THURSTON COUNTY, Cr.

By cash on account Territorial tax for '53	$ 98 80
By cash on account Territorial tax for '54	361 30
By cash on account Territorial tax for '55	316 10
By cash on account Territorial tax for '56	408 85
By cash on account Territorial tax for 57	549 72
By cash on account Territorial tax for '58	622 99
By cash on account Territorial tax for '59	194 65
By cost bills, Doyle, Sanders and Martin	207 20
By cash on account Territorial tax for '61	607 50
By cash on account Territorial tax for '62	562 56
By cash on accoun Government direct tax for '62	910 00
By 88 poll tax blanks returned for '62	91 87
By cash on account Territorial tax for '62	401 94
By cash on account Territorial tax for '63	518 00
By amount delinquent tax to balance	1247 35
	$7,098 82

NOTE.—We find a difference of tax collected for the year 1861, between the Auditor and Treasurer, of $137 26. The account of the Auditor shows that amount collected, for which the Treasurer makes no exhibit; also, for the year 1862, a difference of the same nature, of $173 18.

SAWAMISH COUNTY, Dr.

To amount territorial tax assessed for 1855	$ 7 39
To amount territorial tax assessed for '56	9 20
To amount territorial tax assessed for '57	9 22
To amount territorial tax assessed for '58	33 34
To amount territorial tax assessed for '59	7 54
To amount territorial tax assessed for '60	12 05
To amount territorial tax assessed for '61	54 78
To amount territorial tax assessed for '62	46 21
To Government direct tax for '62	84 19
To 100 poll tax blanks for '62	104 40
To amount territorial tax assessed for '63	41 17
To 80 poll tax blanks for '63	83 48
	$492 97
1863. To amount delinquent tax to balance	$320 18

SAWAMISH COUNTY, Cr.

By cash on account of Territorial tax for 1855	$ 7 39
By cash on account of Territorial tax for '56	9 00
By cash on account of Territorial tax for '57	9 22
By cash on account of Territorial tax for '58	31 00
By delinquent tax certificate for '58	2 54
By cash on account of Territorial tax for '59–60	19 59
By cash on account of Government tax for '62	50 00
By cash on account of Territorial tax for '62	44 05
By delinquent tax to balance	320 18
	$492 97

SNOHOMISH COUNTY, Dr.

To 40 poll tax blanks for '62	$ 41 76
To amount Territorial tax assessed for '62	11 57
To 40 poll tax blanks for '62	41 76
To amount Government direct tax assessed for '62	20 84
To amount Territorial tax assessed for '63	22 73
To 50 poll tax blanks for '63	52 20
	$190 86
1863. To amount delinquent tax to balance	$190 86

NOTE.—This county has no credit for any amount paid into the Territorial Treasury.

KING COUNTY, Dr.

To amount territorial tax assessed for '53-4-5	$ 155 49
To amount territorial tax assessed for '56	73 64
To amount territorial tax assessed for '57	62 28
To amount territorial tax assessed for '58	83 50
To amount territorial tax assessed for '59	37 79
To amount territorial tax assessed for '60	25 70
To amount territorial tax assessed for '61	81 47
To amount territorial tax assessed for '62	144 55
To 250 poll tax blanks for '62	261 00
To Government direct tax for '62	260 20
To 150 poll tax blanks for '63	156 60
To territorial tax assessed for '63	203 59
	$1,545 81
1863. To delinquent tax to balance	$ 577 97

KING COUNTY, Cr.

By cash on account territorial taxes for '53-4-5	$ 121 59
By cash on account territorial taxes for '56	66 74
By cash on account territorial taxes for '57	56 16
By cash on account territorial taxes for '58	73 40
By cash on account territorial taxes for '59	45 94
By cash on account territorial taxes for 60-61	145 09
By cash on account territorial taxes for '62	35 72
By cash on account territorial taxes for '63	202 20
By cash on account of Government direct tax for '62	221 00
By delinquent tax to balance	577 97
	$1,545 81

NOTE.—We find the sum of $230 52 credited on the account of King county by the Auditor, but find no corresponding entry in the books of the Treasurer.

WHATCOM COUNTY, DR.

To amount territorial tax assessed for '54–55	$ 105 73
" amount territorial tax assessed for '56	38 04
" amount territorial tax assessed for '57	47 76
" amount territorial tax assessed for '58	66 41
" amount territorial tax assessed for '59	28 32
" amount territorial tax assessed for '60	27 89
" amount territorial tax assessed for '61	101 67
" amount territorial tax assessed for '62	140 26
" amount territorial tax assessed for '63	53 97
" 200 poll tax blanks for '62	208 80
" 160 poll tax blanks for '63	167 04
" amount Government direct tax for '62	252 48
	$1,238 37
1863. To amount delinquent tax to balance	$ 947 81

WHATCOM COUNTY, CR.

By cash on account territorial tax for '54–5	$ 62 67
" cash on account territorial tax for '56	22 01
" cash on account territorial tax for '57	22 23
" cash on account territorial tax for '58	38 40
" cash on account territorial tax for '56–9	16 94
" cash on account territorial tax for '60–1	9 21
" cash on account territorial tax for '61	19 68
" cash on account territorial tax for '61	46 00
" delinquent tax certificate for '62	29 42
" delinquent tax certificate for '62	24 00
" delinquent tax to balance	947 81
	$1,238 37

NOTE.—For the years 1854–5 there is a difference between the amount assessed between the Auditor and Treasurer. The Auditor shows the county assessed in 1854 for $61 72; whereas, the Treasurer has an exhibit for only $43 37. For 1855 the Auditor shows $44 01 assessed to the county, the Treasurer $43 29. To balance account we have taken exhibit of Auditor, and given county credit by delinquent tax for difference.

ISLAND COUNTY, Dr.

To amount territorial tax assessed for '54–5	$ 120 99
To amount territorial tax assessed for '56	62 70
To amount territorial tax assessed for '57	111 73
To amount territorial tax assessed for '58	161 60
To amount territorial tax assessed for '59	32 02
To amount territorial tax assessed for '60	38 95
To amount territorial tax assessed for '61	155 81
To amount territorial tax assessed for '62	191 28
To amount territorial tax assessed for '63	186 99
To 200 poll tax blanks for '62	208 80
To 120 poll tax blanks for '63	125 28
To amount Government direct tax for '62	344 30
	$1,740 45
1853. To amount delinquent tax to balance	$1,208 95

ISLAND COUNTY, Cr.

By cash on account territorial tax for '54	$ 55 00
" cash on account territorial tax for '55	52 50
" cash on account territorial tax for '60	100 00
" cash on account territorial tax for '62	300 00
" 23 poll tax blanks returned for '62	24 00
" amount delinquent tax to balance	1208 95
	$1,740 45

LEWIS COUNTY, Dr.

To amount Territorial tax assessed for '57	$ 193 00
To amount Territorial tax assessed for '58	211 95
To amount territorial tax assessed for '59	62 84
To amount territorial tax assessed for '60	44 01
To amount territorial tax assessed for '61	178 58
To amount territorial tax assessed for '62	174 12
To amount Government direct tax assessed for '62	313 43
To 150 poll tax blanks for '62	156 60
To 150 poll tax blanks for '63	156 60
To amount territorial tax assessed for '63	220 08
To excess on poll tax blanks sold for '63	2 09
	$1,713 30
1863. To amount delinquent tax to balance	$76 42

LEWIS COUNTY,

	Cr.
By cash on account territorial tax for '57–8	$ 261 19
By cash on account territorial tax for '61	94 00
By cash on account territorial tax for '62	337 28
By cash on account Government direct tax for '62	313 00
By cash on account territorial tax for '62	437 00
By 71 poll tax blanks returned, for '62	74 12
By cash on account territorial tax for '63	120 00
By amount delinquent tax to balance	76 42
	$1,713 30

NOTE.—We find Lewis county credited by $100, cash, on Treasurer's books, of which there is no exhibit on books of Auditor.

KISAP COUNTY,

	Dr.
To amount territorial tax assessed for '57	$ 173 47
" amount territorial tax assessed for '58	235 14
" amount territorial tax assessed for '59	90 50
" amount territorial tax assessed for '61	387 75
" " " " " " '62	448 80
" " " " " " '63	463 79
" 400 poll tax blanks for 1862	417 60
" 375 poll tax blanks for 1863	391 50
" 102 " " " " "	106 48
" excess on 40 blanks sold	10 44
" amount Government direct tax assessed for 1862	807 85
	$3,533 32
1863 To delinquent tax to balance	$ 884 93

KITSAP COUNTY,

	Cr.
By cash on account Territorial tax assessed for 1857	$ 152 62
" " " " " " " " 1858	206 57
" " " " " " " " 1859	90 50
" " " " " " " " 1861	356 98
" " " " " " " " 1862	100 00
" " " " " " " " 1862	112 75
" " " " Government direct tax for 1862	768 97
" cash on account territorial tax for 1863	860 00
By delinquent tax to balance	884 93
	$3,533 32

PIERCE COUNTY, Dr.

To amount of Territorial tax assessed for the year 1853–4	$ 341 18
" " " " " " " 1855	230 10
" " " " " " " 1856	416 76
" " " " " " " 1857	745 49
" " " " " " " 1858	749 16
" " " " " " " 1859	123 45
" " " " " " " 1860	141 06
" " " " " " " 1861	588 23
" " of Territorial " " " 1862	532 86
No assessment for 1863.	
" 336 poll tax blanks for 1862	350 78
" 200 poll tax blanks for 1863	208 80
" amount of Government direct tax for the year 1862	959 15
" amount territorial tax transferred to court fund	366 73
	$5,753 75
To amount of delinquent tax to balance	$1,110 40

PIERCE COUNTY, Cr.

By cash paid on account Territorial tax for 1854	$ 251 43
" " " " " " " " 1855	240 00
" " " " " " " " 1856	360 13
" " " " " " " " 1857	750 00
" " " " " " " " 1857–8	812 00
" cost bills in case of Lovejoy, Gardner, Monahan, &c	1208 89
" court bills for 1861	366 73
" delinquent tax certificates for '58–59–60	156 59
" territorial warrant No. 138	50 83
" poll tax blanks returned for '63	207 75
" cash paid on account of Government direct tax for 1862	240 00
" amount of delinquent tax to balance	1,110 40
	$5,753 75

JEFFERSON COUNTY, Dr.

To amount of Territorial tax assessed for the year 1855	$ 151 93
" " " " " " " 1856	110 49
To amount of Territorial tax assessed for the year 1857	62 20
" " " " " " " 1858	114 13
" " " " " " " 1859	27 82
" " " " " " " 1860	41 06
" " " " " " " 1861	237 34
" " " " " " " 1862	223 43
" " " " " " " 1863	241 85
" 200 poll tax blanks for the year 1862	208 80
poll tax blanks for the year 1863	234 90
" amount Government direct tax for the year 1862	402 17
	$ 2,056 12
1863. To amount delinquent tax to balance	$ 684 64

JEFFERSON COUNTY, Cr.

By cash on account of taxes for the year 1855	$ 91 85
" " " " " " 1856	91 40
" " " " " " 1857	51 99
" " " " " " 1858	60 75
" " " " " " '59	78 81
" " " " " " 1860	34 37
" " " " " " '61	184 46
" " " " " " '62	303 00
" " " " " " '63	34 85
" " cost bill for '62	115 00
" cash on account of Government direct tax for the year 1862	325 00
" delinquent tax to balance	684 64
	$ 2,056 12

CLALM COUNTY, Dr.

To territorial tax assessed for the year 1858	$ 36 37
" " " " " " 1859	19 46
" " " " " " 1860	9 78
" " " " " " 1861	35 70
" " " " " " 1862	41 01
" Territorial tax assessed for the year 1863	57 70
" 125 poll tax blanks " " 1862	130 50
" 80 poll tax blanks " " 1863	83 52
" excess on poll tax blanks for '63	3 13
" Government direct tax assessed for '62	70 40
	$487 57
1863. To delinquent tax to balance	$390 00

CLALM COUNTY, Cr.

By cash on account of Territorial tax for the year 1857	$ 7 00
" " " " " " " 1858	15 50
" " " " " " " 1861	26 00
" 47 poll tax blanks returned for 1862	49 07
" amount of delinquent tax to balance	390 00
	$ 487 57

IDAHO COUNTY, Dr.

To territorial tax from partial assessment for '62	$ 288 33
" 10,500 poll tax blanks	10,962 00
" amount Government direct tax for the year 1862	393 00
	$ 11,643 33

NOTE.—No returns from this county since its organization.

WALLA-WALLA COUNTY, Dr.

To amount of Territorial tax assessed for the year 1859	$ 38 37
" " " " " " " 1860	81 95
" " " " " " " 1861	408 79
" " " " " " " 1862	729 50
" amount of Territorial tax assessed for the year 1863	1111 87
" 350 poll tax blanks for the year 1862	365 40
" 1040 poll tax blanks for the year 1863	1085 76
" amount of Government direct tax for the year 1862	1313 10
	$ 5,134 70
To amount of delinquent tax to balance	$ 3,807 10

WALLA-WALLA COUNTY, Cr.

By cash on account of Territorial taxes for the year 1860	$ 160 00
" cash on account of Territorial taxes for the year 1861	60 00
" cash on account of Territorial tax for 1862–3	395 00
" cash on account of Territorial tax for the year 1863	482 00
" cost bill of M. Fair and Wilson, for '63	230 60
" delinquent tax to balance	3807 10
	$ 5,134 70

SHOSHONE COUNTY. Dr.

To 2712 poll tax blanks	$ 2891 32

NOTE.—No returns from this county.

NEZ PERCE COUNTY, Dr.

To 5000 poll tax blanks	$ 5220 00

NOTE.—No assessment returns made, or no funds received from this county since its organization.

STATEMENT "A."

Showing the indebtedness of each county to the Territory, as appears upon the books of the Territorial Auditor and Treasurer:

COUNTIES.	TOTAL INDEBTEDNESS.
Cowlitz	$ 315 74
Spokane	262 31
Pacific	321 83
Clickatat	62 64
Wahkiakum	28 59
Clarke	1,887 72
Skamania	688 50
Sawamish	320 18
Thurston	1,247 35
Snohomish	190 86
Lewis	76 42
King	577 97
Island	1,208 95
Whatcom	947 81
Kitsap	884 93
Pierce	1,110 40
Clallam	390 00
Jefferson	684 64
Walla Walla	3,807 10
Total indebtedness, including Gov't direct tax	$15,014 04

RECAPITULATION:

Amount delinquent tax due the Territory $15,014 04
Of which amount $3,950 05 is Government direct tax,
Amount due on account of Territorial tax $11,063 99

STATEMENT "B."

Showing the amount of Government Direct Tax apportioned to each county, the amount paid and balance due from each, according to the exhibits made by Auditor and Treasurer:

County.	*Amount apportioned.*	*Amount paid.*	*Amount due.*
Cowlitz	$ 202 50	$ 202 00	$ 50
Spokane	255 91	.....	255 91
Pacific	162 81	125 00	37 19
Clickatat	No assessment.		
Wahkiakum	11 34	11 34	
Clarke	1,113 76	900 00	213 76
Skamania	128 70	.....	128 70
Sawamish	84 19	50 00	34 19
Thurston	1,196 36	910 00	386 36
Snohomish	20 84	.....	20 84
Lewis	313 43	313 00	43
King	260 20	221 00	39 20
Island	344 30	.....	344 30
Whatcom	252 48	.....	252 48
Kitsap	807 85	768 97	38 88
Pierce	959 15	240 00	719 15
Clallam	70 40	.....	70 40
Jefferson	402 17	325 00	77 17
Walla Walla	1,313 10	.....	1,313 10
Idaho	393 00	.....	393 00
Chehalis	123 79	105 50	18 29

RECAPITULATION:

Amount apportioned		$8,415 65
Amount paid Treasurer	$4,171 81	
Amount yet due	4,243 84	
	$8,415 65	
Of the amount received in Territorial treasury		$4,171 81
there has been paid to Collector, as per receipts filed in the office of Territorial treasurer, $2,737 75, to which add 4 per cent. allowed for receiving and disbursing, $109 38, the total amount will be		$2,847 13
Leaving balance in Treasurer's hands of		$1,324 68

NOTE:—We find, also, a receipt from Collector Goldsborough to D. Phillips, Treasurer, for $1,645 00, on account of Government Direct Tax, but find no exhibit of same in the books of Auditor or Treasurer, which added to the amount, $2,847 13, as exhibited in statement above, would make the amount overpaid on account of Direct Tax, $30 32.

STATEMENT "C."

Showing the amount of actual cash received into the Territorial Treasury, from the different counties since the organization of the Territory until December 31st, 1863:

Amount	cash	from	Chehalis	county	$ 139 21
"	"	"	Clarke	"	1,569 49
"	"	"	Clallam	"	48 50
"	"	"	Cowlitz	"	859 05
"	"	"	Island	"	827 50
"	"	"	Jefferson	"	1,216 98
"	"	"	Lewis	"	1,890 07
"	"	"	King	"	1,198 34
"	"	"	Kitsap	"	2,545 64
"	"	"	Pacific	"	534 28
"	"	"	Pierce	"	2,753 56
"	"	"	Skamania	"	15 75
"	"	"	Sawamish	"	170 25
"	"	"	Spokane	"	219 03
"	"	"	Thurston	"	4,827 25
"	"	"	Walla Walla	"	1,149 00
"	"	"	Wahkiakum	"	113 74
"	"	"	Whatcom	"	237 14
					$20,334 78

From which amount deduct the amount Government direct tax paid Collector, as per receipt on file in Treasurer's office, as shown in Statement "B." $2,847 13

Also, warrants redeemed as shown in Statement "D," together with 4 per cent. on $13,088 73, amount for receiving and disbursing by Treasurer ..... $ 523 55

$16,459 41

Ballance in Treasury, as per exhibit of books of Auditor and Treasurer $3,875 37

STATEMENT "D."

Showing the amount of warrants issued by the Territorial Auditor, each year, since the organization of the Territory, as also, amount of warrants redeemed by Territorial Treasurer, each year, since the organization of the Territory, as per "Record" in Auditor's office, and "vouchers" in Treasurer's office:

Warrants issued	1854	$ 866 71
" "	55	1,913 02
" "	56	1,306 21
" "	57	945 42
" "	58	1,089 06
" "	'59	1,684 88
" "	'60	2,056 30
" "	'61	8,288 80
" "	'62	2,136 92
" "	'63	4,191 29
Whole amount issued		$24,478 61

Warrants redeemed	1855	$ 95 02
" "	'58	1,170 56
" "	'59	1,684 88
" "	'60	2,072 47
" "	'61	6,378 15
" "	'62	588 49
" "	'63	1,101 16
		$13,088 73

RECAPITULATION:

Warrants issued	$24,478 61
Warrants redeemed	13,088 73
Territorial indebtedness	11,389 88
Territorial indebtedness on account Government direct tax unpaid, as per Statement "B."	3,553 20
Total indebtedness	$14,943 08

On leave, Mr. Angel introduced—

C. B. No. 44—An act to pay Charles Eagan for services as accountant.

Bill read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

On leave, Mr. McFadden introduced—

C. J. R. No. 9—Relative to printing decisions of the Supreme Court.

Read a first time.

Rules suspended and resolution read a second and third times and passed.

On motion of Mr. McFadden, the Council took up—

C. B. No. 41—An act in relation to District Courts.

A substitute was adopted.

Bill read a third time, passed and title agreed to.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 27, 1864.

MR. PRESIDENT:

I am instructed by the House to inform the Council of the passage of the following bills, memorials, &c.:

H. J. M. No. 9—Praying Congress for aid in the construction of a railroad from Wallula to Walla Walla, in Washington Territory.

H. J. M. No. 10—Praying for the removal of the Custom House from Port Angeles to Port Townsend.

H. J. M. No. 11—Relative to military road from Fort Steilacoom to Fort Bellingham, W. T.

H. J. M. No. 13—Praying the Postmaster General for mail facilities between Dalles, Oregon, to Walla Walla, Washington Territory.

H. B. No. 84—An act to provide for the assessing and collection of Territorial and county revenue.

House bill No. 102—An act authorizing H. K. Stevens and others to construct a towpath on the banks of the Columbia river.

H. B. No. 107—An act to authorize E. S. Fowler to construct a wharf.

H. B. No. 108—An act to locate a Territorial road in Thurston county.

H. B. No. 96—An act supplementary to an act entitled an to change the times of holding county commissioners' courts in Walla Walla county.

H. B. No. 104—An act to incorporate the Whidby Island Log Driving Company.

H. B. No. 105—An act to incorporate the Clickatat Wood Floating Company.

H. B. No. 106—An act to legalize the action of the county commissioners of Whatcom county in purchasing a building for county purposes.

H. B. No. 110—An act declaring vacant certain lanes in Blocks Nos. 17 and 18 in Lafayette Balch's part of the town of Steilacoom.

Council bill No. 39, being substitute for House bills Nos. 25 and 38—An act providing for payment of enrolling clerks of the Legislative Assembly.

Also, of the introduction of the following:

H. J. R. No. 10—Relative to payments of claimants against the fund for erection of Penitentiary for Washington Territory.

H. J. M. No. 12—Praying jointly with the Legislative Assembly of Idaho Territory, for aid by grant of land or money to construct a road from Lewiston to the head of the Bitter Root valley.

H. B. No. 109—An act to levy a tax for the construction of a Territorial road over the Cascade Mountains, and appointing a board of commissioners to build said road.

Also, of the indefinite postponement of—

H. B. No. 87—An act to dissolve the bonds of matrimony between Wilson and wife.

H. B. No. 90—An act to dissolve the bonds of matrimony existing between Joseph Dray and Caroline Dray.

H. B. No. 91—An act dissolving the bonds of matrimony existing between T. S. Rue and Lydia Rue.

H. B. No. 94—An act to dissolve the bonds of matrimony between Isreal Maltsly and Martha Maltsly, his wife.

H. B. No. 95—An act to dissolve the bonds of matrimony existing between William Barker and Harriet Barker, his wife.

H. B. No. 97—An act to dissolve the bonds of matrimony existing between Herbet Jeals and his wife.

H. B. No. 99—An act to dissolve the bonds of matrimony existing between Hans. P. Whitney and Susan, his wife.

House bill No. 100—An act to dissolve the bonds of matrimony existing between Joseph Francis and Sophia Francis, his wife.

Also, that the Hon. Speaker has signed—

H. B. No. 47—An act authorizing Russel Billings to establish a ferry on the Columbia river.

H. B. No. 85—An act consolidating the offices of sheriff and assessor of Chehalis county.

H. B. No. 67—An act further to amend an act to incorporate the Walla Walla Railroad Company.

H. B. No. 59—An act annexing Spokane county to Stevens county.

H. J. M. No. 8—Praying an appropriation of lands to the Nisqually Road Company.

House bill No. 81—An act to establish a Territorial road from Clark's creek, in Pierce county, to a point on the military road north of the Puyallup river, in King county,

H. B. No. 23—An act assigning the District Judges in Washington Territory.

House bill No. 82—An act authorizing John Carson to establish a bridge over the Puyallup river,

H. J. R. No. 9—Explanatory of H. J. R. No. 7, relative to adjournment, *sine die*,

Which are herewith transmitted.

J. L. McDONALD,
Chief Clerk.

House bill No. 8—An act to protect Free White Labor against competition with Chinese Coolie labor, and to discourage the immigration of the Chinese into the Territory of Washington.

Was taken up, and the Council receded from their amendments, adopted the following report, and passed the bill.

MR. PRESIDENT—

The select committee have conferred with a like committee on the part of the House, on H. B. No. 8, and recommend that in Section 1, line 4, the word "eight" be stricken out and six inserted, and they recommend further, that for Whatcom county this tax shall be $10 per quarter.

HIRAM COCHRAN,
Chairman.

Mr. Sinclair submitted the following report:

MR. PRESIDENT—

The committee on Ways and Means to whom was referred

H. B. No. 72—An act amendatory of an act relative to county treasurers.

Have had the same under consideration and have instructed me to report the same back for the further consideration of the Council.

W. B. SINCLAIR,
Chairman.

On leave, Mr. McFadden introduced—

C. B. No. 45—An act relative to District Courts.

Bill read a first time.

Rules suspended and bill read a second and third times, passed and title agreed to.

On leave, Mr. Angel introduced—

C. J. R. No. 10—Relative to printing report and accompanying documents from committee on Ways and Means.

Read a first time.

Rules suspended, resolution read a second and third times and passed.

The following communication was received from his Excellency the Governor and referred to committee on Ways and Means:

TERRITORY OF WASHINGTON,
EXECUTIVE OFFICE,
Olympia, January 26th, 1864.

To the President & Council of the Legislative Assembly of Washington Territory:

GENTLEMEN:

It becomes my duty to present for your consideration the enclosed statement of the number and condition of the Territorial Insane persons at St. John's Insane Hospital, Vancouver, W. T. Also, a communication from the Sisters of Charity, requesting the payment of the amount due to them for keeping, clothing, boarding, medical attendance, nursing, &c., of the indigent insane persons placed under their charge by the Territory.

The contract made on 22d Oct., 1862, provides that payment shall be made to the Sisters of Charity, every three months, at eight dollars per week, for the entire cost of each patient placed under their care by the Territory of Washington. No other Insane Hospital would receive them at a less price than 12 dollars per week in coin, the said payments to be made punctually every 3 months.

The Sisters of Charity have been at the cost and outlay of clothing and maintaining six patients for nearly 15 months, and have never yet been paid anything.

I earnestly recommend for your consideration, the propriety of your passing an act directing the payment of their account against the Territory every 3 months when due to them.

I have the honor to be,
Very respectfully,
Your ob'd't ser't,
WILLIAM PICKERING,
Governor of Washington Territory.

REPORT OF PATIENTS IN THE LUNATIC ASYLUM:

MARGARETTE COMITO—Residence, Vancouver; mental health, improved; bodily health, very good; medical attendance, active occupation; remarks, attacks of frenzy about every three months.

JAMES MONROE—Residence, Vancouver; mental health, incurable; bodily health, paralytic symptoms.

JOHN McDONALD—Residence, Steilacoom; mental health, greatly improved; bodily health, very feeble; medical attendance, fresh air and exercise; remarks, examined by the Physician and not considered sufficiently sane to be discharged, but every appearance of being so shortly.

JUNIUS HUNT—Residence, Sawamish county; mental health, no chunge; bodily health, good; medical attendance, shower baths.

PAUL PATTERSON—Residence, Teekalet, Sebeck; mental health, slightly improved; bodily health, very good; medical attendance, baths and out-door employment.

EMMA GILIKE—Residence, Walla Walla; mental health, nerves less agitated; bodily health, perfectly good; medical attendance, cooling medicine.

LETTER FROM THE SISTERS OF CHARITY.

Y. M. Y.

HOUSE OF PROVIDENCE,
VANCOUVER, W. T.,
January 4th, 1864.

TO HIS EXCELLENCY, WILLIAM PICKERING,
Governor of Washington Territory:
And R. M. WALKER, ESQ., *Auditor:*

GENTLEMEN:—

The Sisters of Charity beg to remind you that, in the 2nd clause of the contract made with them for the care of the Insane, it was agreed that they should be paid at the expiration of every three months. It would seem that this fact has slipped the memory of the Treasurer, as the Sisters have not yet been paid. Feeling that they have done their best to fulfill their part of the contract, they now look to you to see that the Territory executes the engagement made by its officers. You cannot but feel the

injustice of the delay. The Sisters are forced to borrow money to pay interest, which is, of course, a shear loss to them.

The Sisters trust you will take this matter into consideration, and see justice done.

The Sisters have, also, to inform you that John McDonald has received his certificate of sanity, and is consequently in a state to return to his home. But although he has recovered his reason, his bodily health is so much enfeebled as to render him unfit to work for his livelihood. The Sisters beg to know whether the Territory bears the expense of his return to his family.

The Sisters have also to announce the death of James Monroe, who died of paralysis, November 28th.

There is a great change for the better in Paul Patterson, of whose recovery there is every probability.

I have the honor to be, in the absence of the Superioress,

Your humble servant,

SISTER PRAXIDE,

Assistant, Sister of Charity.

On leave, Mr. McFadden introduced—

C. B. No. 46—An act to provide payment to the Sisters of Charity for taking care of the Territorial Insane.

On leave, Mr. Sinclair introduced—

C. B. No. 47—An act to incorporate the Seattle and Squak Railroad Company.

Bill read a first time.

Rules suspended, bill read a second time and referred to the committee on Corporation, with instructions to print.

On leave, Mr. Sinclair introduced—

C. B. No. 48—An act for the relief of William Pickering.

Bill read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

Mr. Sinclair submitted the following report:

MR. PRESIDENT—

The committee on Ways and Means, to whom was referred H. J. M. No. 6—Praying for a semi-monthly mail service from San Francisco to ports on Puget Sound by steamships. Have had the same under consideration, and have instructed me to report the same back to the Council, without amendment, and recommend its passage.

W. B. SINCLAIR,
Chairman.

H. J. M. No. 6—Relative to steam mail service on Puget Sound,

Read a third time and passed.

H. B. No. 72—An act to amend an act in relation to county treasurers, was taken up, and

On motion of Mr. Shaw,

Indefinitely postponed.

H. B. No. 84—An act to provide for the assessing and collection of Territorial and county revenue.

Bill read a first time.

Rules suspended and bill read a second time and referred to committee on Ways and Means.

H. J. M. No. 10—Praying for the removal of the Custom House from Port Angeles to Port Townsend.

Read a first time.

Rules suspended, memorial read a second and third times.

The question being upon the final passage of the memorial, the ayes and nays were demanded and the following was the result:

Those voting in the affirmative, were—

Messrs. Shaw and Mr. President—2.

Those voting in the negative, were—

Messrs. Angel, Cochran and Sinclair—3.

Memorial lost.

H. J. M. No. 9—Praying Congress for aid in the construction of a railroad from Wallula to Walla Walla, in Washington Territory.

Read a first time and laid on the table.

Council took a recess of ten minutes.

H. J. M. No. 11—Relative to military road from Fort Steilacoom to Fort Bellingham, W. T.

Read a first time.

Rules suspended and memorial read a second and third times and passed.

H. B. No. 96—An act in relation to county commissioners' courts in Walla Walla county.

Bill read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

On leave, Mr. Angel introduced—

C. J. R. No. 11—Relative to the Union.

Read a first time.

Rules suspended and resolution made the special order of the day for Saturday next.

House bill No. 104—An act to incorporate the Whidby Island Log Driving Company.

Read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

H. B. No. 110—An act vacating certain alleys in the town of Steilacoom.

Bill read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

H. B. No. 106—An act to legalize the action of the county commissioners of Whatcom county, in purchasing a brick building for county purposes.

Bill read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

H. B. No. 105—An act to incorporate the Clickatat Wood Floating Company.

Bill read a first time.

Rules suspended, bill read a second time and referred to the committee on Corporations.

H. J. M. No. 13—Praying the Postmaster General for mail facilities between Dalles, Oregon, to Walla Walla, Washington Territory.

Read a first time.

Rules suspended and memorial read a second and third times and passed.

House bill No. 102—An act authorizing H. K. Stevens and others to construct a towpath on the banks of the Columbia river.

Bill read a first time.

Rules suspended, bill read a second time and referred to the committee on Corporations.

H. B. No. 107—An act to authorize E. S. Fowler to construct a wharf.

Bill read a first time.

Rules suspended and the bill was read a second time and referred to committee on Corporations.

H. B. No. 108—An act to locate a Territorial road in Thurston county.

Bill read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

C. B. No. 23—An act regulating suits for divorce and alimony.

Laid on the table and ordered printed.

H. B. No. 31—An act to repeal an act for the preservation of clams, oysters and other shell-fish, was,

On motion of Mr. Sinclair,

Indefinitely postponed.

H. B. No. 43—An act to amend an act entitled "an act to regulate the practice and proceedings in civil actions in the district courts," was,

On motion of Mr. Shaw,

Indefinitely postponed.

H. B. No. 26—An act to amend an act relative to killing of wild animals, was,

On motion of Mr. Shaw,

Indefinitely postponed.

H. B. No. 74—An act regulating the fees of county commissioners and sheriff of Kitsap county.

Laid on the table.

H. B. No. 4—An act to regulate the practice and proceedings in the District Courts, was,

On motion of Mr. Angel,

Indefinitely postponed.

H. B. No. 44—An act fixing the times for holding county commissioner's courts, and defining their duties in Washington Territory.

Laid on the table.

Council bill No. 31—An act to incorporate the Snoqualmie Log Driving Company, was

Laid on the table.

On motion of Mr. Angel,

The Council adjourned until to-morrow, at 10 o'clock, A. M.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Thursday, January 28, 1864.

Council met pursuant to adjournment.

Roll called; absent, Messrs. Clark and Stewart.

Journal of yesterday read and approved.

Mr. Angel submitted the following report:

MR. PRESIDENT:

The committee on Enrolled Bills beg leave to report that they have examined—

C. B. No. 32—An act authorizing J. M. Van Syckle to establish a ferry at Wallula.

C. B. 36—An act providing the payment of taxes and other indebtedness due the county of Clark,

Council bill No. 38—An act to legalize the municipal election held in Vancouver on the first Monday of Nov., 1863.

C. B. No. 13—An act to incorporate the Hum-hum-mi Log Driving Company.

C. B. No. 33—An act changing the time of the meeting of the Supreme Court.

Councill bill No. 27—An act fixing the rights of riparian proprietors and others on Mill creek below the Yellow Hawk or South Fork of Mill creek, and also of those upon the Yellow Hawk and Garrison or Babcock's creek, in Walla Walla county.

C. J. R. No. 7—Relative to adjourning *sine die*.

And find them correctly enrolled.

JAMES R. ANGEL,
Chairman.

Mr. Angel in the Chair.

Mr. Shaw submitted the following report:

MR. PRESIDENT:

The committee on Corporations to whom was referred—

H. B. No. 102—An act authorizing H. K. Stevens and others to construct a tow path on the banks of the Columbia and Snake rivers.

House bill No. 107—An act authorizing E. S. Fowler to construct a wharf.

C. B. No. 47—An act to incorporate the Seattle and Squak Railroad Company.

Have the bills several under consideration, and have instructed me to report House bills Nos. 102 and 107 back to the Council, without amendment, and recomend that they do pass; and to report back Council bill No. 47 with the following amendment, and recommend its passage.

Strike out the name of Edward Giddings and insert the name of E. M. Smithers; strike out Anson G. Henry and insert the name of S. D. Libby; also, strike out Olympia, in line five

of printed bill, also, other amendments and corrections which will be found marked on the printed bill.

B. F. SHAW,
Chairman.

C. B. No. 47—An act to incorporate the Seattle and Squak Railroad Company.

Having been amended in accordance with the recommendation of the committee on Corporation, was

Read a third time, passed and title agreed to.

H. B. No. 102—An act authorizing H. K. Stevens and others to construct a tow-path on the banks of the Columbia and Snake rivers.

Read a third time, passed and title agreed to.

H. B. No. 107—An act authorizing E. S. Fowler to construct a warf.

Read a third time, passed and title agreed to.

On motion of Mr. Cochran,

The vote by which H. B. No. 31—An act to repeal an act for the preservation of clams, oysters, and other shell-fish, was indefinitely postponed, was re-considered.

Bill read a third time, passed and title agreed to.

H. B. No. 71—An act limiting the jurisdiction of probate courts.

Was amended by striking out the section excepting the counties of Thurston, Clickatat, Skamania, Spokane, Stevens Pacific, and further amended by adding another section.

Read a third time, passed and title agreed to.

On motion of Mr. Shaw,

The Sergeant-at-arms was excused from attendance upon the Council until to-morrow evening.

On motion of Mr. Shaw,

The report of the committee on the Territorial Library was adopted.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 28, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council of the passage in the House of the following bills and resolutions:

H. B. No. 102—An act to locate a Territorial road from Budd's Inlet, in Thurston county, to intersect a Territorial road leading from Skookum Bay, in Mason county.

H. B. No. 113—An act in relation to road tax in Kitsap and Walla Walla counties.

H. B. No. 116—An act to amend an act in relation to the sale of school lands.

C. B. No. 10—An act authorizing aliens to hold and convey real estate.

C. B. No. 34—An act to incorporate the Sta-luka-hamish Log Driving Company.

C. B. No. 41—An act in relation to District Courts.

C. B. No. 44—An act to pay Charles Eagan for services as accountant.

C. J. R. No. 10—Relative to printing report and accompanying documents from committee on Ways and Means.

Also, of the introduction of the following:

H. B. No. 111—An act to remove obstructionists.

H. B. No. 114—An act to authorize Charles Wren to maintain a wharf in Steilacoom.

H. B. No. 115—An act extending the time for the completion of the plank road on the Nisqually.

H. B. No. 117—An act for the relief of Doctors Kinney and Danforth.

H. J. R. No. 11—Relative to Messrs. Tucker, Jester and Toohill, of Company K, 1st Regiment, Washington Territory Volunteers.

Also, of the indefinite postponement of—

H. J. R. No. 10—Relative to payments of claimants against the fund for erection of Penitentiary for Washington Territory.

H. B. No. 109—An act to levy a tax for the construction of a Territorial road over the Cascade Mountains, and appointing a board of commissioners to build said road.

H. B. No. 118—An act to annex Clickatat and Ferguson counties to Walla Walla county.

Council bill No. 5—An act to authorize And. J. Lawrence, executor of the estate of Esther Short, deceased, to sell certain real estate at private sale.

C. B. No. 8—An act authorizing the creation of a jail-fund in Clarke county.

C. B. No. 24—An act to repeal an act entitled "an act to measure lumber in the log," passed January 26, 1863.

Also, that the Hon. Speaker has signed—

C. J. R. No. 8—Relative to fortifications at Point Defiance and Gig Harbor.

C. B. No. 7—An act to authorize M. B. Morris and W. H. Wheelock to keep a ferry above the junction of the Snake and Columbia rivers.

C. B. No. 9—An act to authorize Daniel Welsh and Wm. Nix to keep a ferry across the Spokane river.

C. B. No. 17—An act authorizing the County Commissioners of Skamania county to collect all taxes that are in arrears in said county.

C. B. No. 25—An act to incorporate the Port Madison Library Association.

H. B. No. 65—An act to amend an act regulating fees and costs in Walla Walla county.

H. B. No. 50—An act supplemental to an act to locate a Territorial road from Port Discovery to the Elwha valley.

H. B. No. 86—An act to authorize Humphrey O'Bryant to construct a bridge on the Yakima river.

House bill No. 66—An act to provide for the payment of three thousand eight hundred and eighty-six dollars and eighty cents, together with interest accruing on the same until paid to the county of Clarke.

H. B. No. 49—An act to authorize County Commissioners to lease public roads.

H. B. No. 77—An act authorizing J. P. Stewart and John Walker, their heirs and assigns, to establish and keep a ferry across the Puyallup river.

H. B. No. 63—An act to regulate the fees of constables in Walla Walla county.

H. J. R. No. 7—Relative to introduction of new business.

Also, the passage of the following:

H. J. M. No. 12—Praying jointly with the Legislative Assembly of Idaho Territory, for aid by grant of land or money to construct a road from Lewiston to the head of the Bitter Root valley.

C. J. R. No. 9—Relative to printing decisions of the Supreme Court.

H. B. No. 115—An act amendatory of an act incorporating the Nisqually Plank Road Company, passed Jan. 28, 1863.

Also, the concurrence of the House in the amendments offered by the Council to—

H. B. No. 114—An act to incorporate the Whidby Island Log Driving Company.

Also, the passage of Substitute to Council bill No. 14—An act to amend an act entitled an act to regulate suits for divorce and alimony, as amended.

Also, that the House refuses to concur in the amendments offered by the Council to—

H. J. M. No. 6—Praying for a semi-monthly mail service from San Francisco to ports on Puget Sound by steamships.

And that Messrs. Bradshaw, McGill and Williamson have been appointed a committee on the part of the House, to confer with a like committee on the part of the Council, to consider said memorial.

Which are herewith transmitted.

J. L. McDONALD,
Chief Clerk.

H. B. No. 115—An to amend an act incorporating the Nisqually Plank Road Company.

Bill read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

H. J. M. No. 12—Relative to a road from Lewiston to the head of the Bitter Root valley.

Read a first time.

Rules suspended, memorial read a second and third times and passed.

H. B. No. 112—An act to locate a Territorial road from Olympia to Skookum Bay.

Bill read a first time.

Rules suspended and bill read a second and third times, passed and title agreed to.

H. B. No. 113—An act in relation to road tax in the counties of Kitsap and Walla Walla.

Bill read a first time.

Rules suspended, bill read a second time and laid on the table.

H. B. No. 116—An act to amend an act in relation to sale of school lands in Whatcom county.

Bill read a first time.

Rules suspended and bill read a second time, and referred to Mr. Shaw.

H. J. M. No. 9—Praying Congress for aid in the construction of a railroad from Wallula to Walla Walla, in Washington Territory.

Read a first time.

Rules suspended and memorial read second and third times and passed.

C. B. No. 31—An act to incorporate the Snoqualmie Log Driving Company.

Was taken from the table.

Mr. President gave notice of having signed the following bills, resolutions, &c.

C. B. No. 25—An act to incorporate the Port Madison Library Association.

H. B. No. 49—An act authorizing county commissioners to lease public roads.

H. B. No. 66—An act to provide certain payment to Clarke county.

House bill No. 86—An act authorizing Humphrey O'Bryant to establish a ferry across the Yakima river.

H. B. No. 50—An act to locate a Territorial road from Port Discovery to Port Angelos.

C. B. No. 17—An act authorizing the County Commissioners of Skamania county to collect all taxes that are in arrears in said county.

C. J. R. No. 8—Relative to fortifications at Point Defiance and Gig Harbor.

C. B. No. 7—An act to authorize M. B. Morris and W. H. Wheelock to keep a ferry above the junction of the Snake and Columbia rivers.

C. B. No. 9—An act to authorize Daniel Welsh and Wm. Nix to keep a ferry across the Spokane river.

H. J. R. No. 7—Relative to introduction of new business.

H. B. No. 63—An act to regulate the fees of constables in Walla Walla county.

H. B. No. 77—An act authorizing J. P. Stewart and John Walker, their heirs and assigns, to establish and keep a ferry across the Puyallup river.

H. B. No. 65—An act to amend an act regulating fees and costs in Walla Walla county.

H. J. R. No. 9—Explanatory of H. J. R. No. 7, relative to adjournment, *sine die*,

H. B. No. 82—An act to authorize John Carson and associates to construct a bridge across Puyallup river.

H. B. No. 23—An act assigning the District Judges in Washington Territory.

H. J. M. No. 8—Praying an appropriation of lands to the Nisqually Road Company.

House bill No. 81—An act to establish a Territorial road from Clark's creek, in Pierce county, to a point on the military road north of the Puyallup river, in King county.

H. B. No. 59—An act annexing Spokane county to Stevens county.

House bill No. 85—An act consolidating the offices of sheriff and assessor of Chehalis county.

H. B. No. 67—An act further to amend an act to incorporate the Walla Walla Railroad Company.

H. B. No. 47—An act authorizing Russel Billings to establish a ferry on the Columbia river.

H. J. R. No. 9—Explanatory of H. J. R. No. 7, relative to adjournment, *sine die*.

On motion of Mr. Cochran,

The Council adjourned until to-morrow, at 10 o'clock, A. M.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Friday, January 29, 1864.

Council met pursuant to adjournment.

Roll called; absent, Messrs. Clark and Stewart.

Journal of yesterday read and approved.

Mr. Shaw submitted the following reports:

MR. PRESIDENT:

The committee on Corporations to whom was referred—

H. B. No. 105—An act to incorporate the Clickatat Wood Floating Company.

Have had the same under consideration, and have instructed me to report the same back to the Council, without amendment, and recommend its passage.

B. F. SHAW,
Chairman.

MR. PRESIDENT—

The select committee to whom was referred—

H. B. No. 116—An act to amend an act in relation to the sale of school lands.

Have the bill under consideration, and have instructed me to report the same back to the Council, without amendment, and recomend that it do pass.

B. F. SHAW.
Chairman.

On motion of Mr. Shaw,

The vote by which C. B. No. 47—An act to incorporate the Seattle and Squak Railroad Company, was passed was reconsidered; also, the vote by which it passed its third reading.

Whereupon, Mr. Shaw introduced—

Council Substitute for C. B. No. 47—An act to incorporate the Seattle and Squak Railroad Company.

Substitute adopted.

Bill read a third time, passed and title agreed to.

H. B. No. 116—An act to amend an act in relation to sale of school lands in Whatcom county.

Read a third time, passed and title agreed to.

H. B. No. 105—An act to incorporate the Clickatat Wood Floating Company.

Read a third time.

The question being upon the final passage of the bill, the ayes and nays were demanded and the following was the result:

Those voting in the affirmative, were—

Messrs. Shaw and Mr. President—2.

Those voting in the negative, were—

Messrs. Angel, Cochran and Sinclair—3.

The bill was lost.

C. B. No. 6—An act in relation to general incorporations, was read a third time.

The question being upon the final passage of the bill, the ayes and nays were demanded and the following was the result:

Those voting in the affirmative, were—

Messrs. Shaw and Mr. President—2.

Those voting in the negative, were—

Messrs. Angel, Cochran and Sinclair—3.

The bill was lost.

Mr. Sinclair submitted the following report:

MR. PRESIDENT—

The committee on Ways and Means to whom was referred

H. B. No. 84—An act to provide for the assessing and collection of Territorial and county revenue.

Have had the same under consideration and have instructed me to report the same back for the further consideration of the Council.

W. B. SINCLAIR,
Chairman.

Mr. President gave notice of having signed the following bills, resolutions, &c.

H. J. M. No. 13—Praying the Postmaster General for mail facilities between Dalles, Oregon, to Walla Walla, Washington Territory.

H. B. No. 106—An act to legalize the action of the county commissioners of Whatcom county, in purchasing a brick building for county purposes.

H. J. M. No. 11—Relative to military road from Fort Steilacoom to Fort Bellingham, W. T.

H. B. No. 96—An act supplementary to an act entitled an to change the times of holding county commissioners' courts in Walla Walla county.

H. B. No. 79—An act to incorporate the Cedar River Log Driving Company.

C. B. No. 33—An act changing the time of the meeting of the Supreme Court.

C. B. No. 32—An act authorizing J. M. Van Syckle to establish a ferry at Wallula.

C. B. No. 13—An act to incorporate the Hum-hum-mi Log Driving Company.

C. B. No. 36—An act to provide for the payment of taxes and other indebtedness due the county of Clarke.

Council bill No. 38—An act to legalize the municipal election held in Vancouver on the first Monday of Nov., 1863.

C. J. R. No. 7—Relative to adjourning *sine die.*

Councill bill No. 27—An act fixing the rights of riparian proprietors and others on Mill creek below the Yellow Hawk or South Fork of Mill creek, and also of those upon the Yellow Hawk and Garrison or Babcock's creek, in Walla Walla county.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 29, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council of the passage in the House of the following bills:

C. B. No. 20—A bill in relation to donation of land for an Agricultural College.

H. B. No. 111—An act to incorporate Walla Walla Lodge, No. 7, of Ancient Free and Accepted Masons.

Also, that the Hon. Speaker has signed—

H. B. No. 96—An act in relation to county commissioners' courts in Walla Walla county.

House bill No. 79—An act to incorporate the Cedar River Log Driving Company.

H. B. No. 106—An act to legalize the action of the county commissioners of Whatcom county in purchasing a building for county purposes.

H. J. M. No. 11—Relative to a military road from Fort Steilacoom to Fort Bellingham, W. T.

H. J. M. No. 13—Relative to increased mail facilities between the Dalles and Walla Walla.

Also, the passage of—

C. B. No. 47—An act to incorporate the Seattle and Squak Railroad Company.

Which are herewith transmitted.

J. L. McDONALD,
Chief Clerk.

H. B. No. 84—An act to provide for assessing and collecting Territorial and county revenue.

Read a third time, passed and title agreed to.

H. B. No. 16—An act to incorporate the Skaget river Log Driving Company.

Indefinitely postponed.

On motion of Mr. Shaw,

The Council receded from their amendments to—

H. J. M. No. 6—Relative to mail services from San Francisco to Puget Sound.

By unanimous consent, Mr. Angel introduced—

C. B. No. 49—An act supplementary to an act in relation to district courts.

Bill read a first time.

Rules suspended and bill read a second and third times, passed and title agreed to.

Council bill No. 31—An act to incorporate the Snoqualmie Log Driving Company, was taken up.

Mr. Shaw moved to amend by inserting the name of Jacob Summers. Carried.

Pending the final passage of the bill, the President declared the Council adjourned until 10 o'clock, A. M., to-morrow, there being no quorum present.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Saturday, January 30, 1864.

Council met pursuant to adjournment.

Roll called. Absent, Messrs. Clark and Stewart.

Journal of yesterday read and approved.

C. B. No. 43—An act to pay A. H. Sheffield for keeping Territorial prisoners. Amended by striking out interest.

Bill read a third time, passed and title agreed to.

On motion of Mr. Sinclair,

The vote by which the Council refused to pass H. B. No. 105, was reconsidered.

The bill passed and title agreed to.

Mr. Cochran introduced the following resolution:

Resolved, That the President of the Council be authorized to sign all bills that have passed both houses, that may be presented to him prior to the close of this session.

Resolution adopted.

C. B. No. 12—An act relative to estate in dower and by the curtesy,

Amended by adding sections 31 and 32.

Read a third time, passed and title agreed to.

Mr. Shaw in the Chair.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 30, 1864.

MR. PRESIDENT:

I am instructed by the House to inform the Council of the passage of the following bills, memorials, &c.:

C. B. No. 49—An act explanatory of an act in relation to district courts.

H. B. No. 18—An act entitled an act to incorporate the Puyallup Navigation Company.

H. B. No. 89—An act creating the office and defining the duties of Territorial Treasurer.

H. B. No. 114—An act to authorize Charles Wren to maintain a wharf in Steilacoom.

C. B. No. 45—An act to amend an act entitled an act to regulate the practice and proceedings in civil actions in the District Courts, passed January 20th, 1863, with amendments.

C. B. No. 48—An act for the relief of William Pickering.

Also, that the House refuse to acknowledge the right of the Council to meddle with—

H. B. No. 73—An act to amend an act entitled an act to incorporate the Monticello and Cowlitz Landing Steamboat Company.

Also, of the indefinite postponement of—

H. J. R. No. 11—Relative to Messrs. Tucker, Jester and Toohill, of Company K, 1st Regiment, Washington Territory Volunteers.

C. B. No. 35—An act amendatory of an act to provide for the assessing and collection of Territorial and county revenue, passed January 28th, 1863.

J. L. McDONALD,
Chief Clerk.

H. B. No. 69—An act to amend an act entitled an act relating to county commissioners and defining their duties.

Read a third time, passed and title agreed to.

H. B. No. 44—An act fixing the times for holding county

commissioner's courts, and defining their duties in Washington Territory. Amended.

Read a third time, passed and title agreed to.

H. B. No. 113—An act in relation to road tax in Kitsap and Walla Walla counties.

Bill read a third time, passed and title agreed to.

H. B. No. 74—An act regulating the fees of county commissioners and sheriff of Kitsap county.

Read a third time, passed and title agreed to.

Council concurred in House amendments to—

C. B. No. 45—An act to amend an act entitled an act to regulate the practice and proceedings in civil actions in the district courts.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 30, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council that the Hon. Speaker has signed the following:

Council bill No. 36—An act relative to the payment of taxes and other indebtedness due the county of Clarke.

C. B. No. 27—An act in relation to amount of water in Mill creek.

H. B. No. 73—An act to amend an act entitled an act to incorporate the Monticello and Cowlitz Landing Steamboat Company.

C. J. R. No. 7—Relative to adjournment, *sine die*.

C. B. No. 00—An act fixing the time of holding the Supreme Court.

Also, of the return of H. B. No. 105, by request of the Council,

All of which are herewith transmitted.

J. L. McDONALD,
Chief Clerk.

Mr. Sinclair submitted the following report:

MR. PRESIDENT—

Your committee to whom was referred—

C. B. No. 43—An act to pay A. H. Sheffield for keeping Territorial prisoners,

Have had the same under consideration and have instructed me to report the same back, amended as follows: Strike out of lines three and four, in section two, as follows, to-wit:—"Said warrants shall draw interest until paid," and that the bill pass as amended.

W. B. SINCLAIR,
Chairman.

C. B. No. 40—An act appointing Penitentiary commissioners, and providing for erecting the building.

Blanks having been left in the bill, the House was requested to fill them with the names of three commissioners.

Read a third time, passed and title agreed to.

H. B. No. 60—An act defining the northern boundary of Chehalis county.

Bill read a third time, passed and title agreed to.

H. B. No. 56—An act to amend an act entitled "an act to regulate the practice and proceedings in probate courts."

Read a third time, passed and title agreed to.

H. B. No. 76—An act to provide payment to persons having charge of insane persons.

Bill read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 30, 1864.

MR. PRESIDENT:

I am instructed by the House to inform the Council of the passage of—

H. B. No. 33—An act amendatory to an act to authorize B. R. Stone to establish a ferry across the Columbia river.

J. L. McDONALD,
Chief Clerk.

On motion of Mr. McFadden,

The Council took a recess until three o'clock, P. M.

AFTERNOON SESSION.

Council re-assembled according to adjournment.

Mr. Shaw in the Chair.

Roll called. Absent, Messrs. Clark and Stewart.

Mr. Angel submitted the following report:

MR. PRESIDENT:

The committee on Enrolled Bills beg leave to report that they have examined—

C. B. No. 47—An act to incorporate the Seattle and Squak Railroad Company.

C. B. No. 44—An act to pay Charles Eagan for services as accountant.

C. J. R. No. 9—Relative to printing decisions of the Supreme Court.

And find them correctly enrolled.

JAMES R. ANGEL,
Chairman.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 30, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council that the Hon. Speaker has signed the following:

H. B. No. 71—An act limiting the jurisdiction of probate courts.

C. B. No. 32—An act to authorize J. M. Vansykle to keep a ferry on the Columbia river.

C. B. No. 33—An act fixing the time of holding the Supreme Court.

Council bill No. 38—An act to legalize the municipal election held in Vancouver on the first Monday of Nov., 1863.

All of which are herewith transmitted.

J. L. McDONALD,
Chief Clerk.

Mr. Shaw in the Chair.

H. B. No. 92—An act to regulate the practice and proceedings in civil actions.

Was indefinitely postponed.

H. B. No. 88—An act appropriating money for the benefit of the "House of Providence Orphan Asylums," at Vancouver and Steilacoom.

Read a first time and laid on the table.

Substitute to Council bill No. 14—An act to amend an act entitled an act to regulate suits for divorce and alimony.

Council refused to concur in House amendments.

The President appointed the following committee of conference: Messrs. McFadden, Angel and Sinclair.

Council took a recess of ten minutes.

Council re-assembled.

H. B. No. 18—An act entitled an act to incorporate the Puyallup Navigation Company.

Bill read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

Mr. Angel moved that all proceedings in relation to—

H. B. No. 73—An act to amend an act entitled an act to incorporate the Monticello and Cowlitz Landing Steamboat Company.

Subsequent to the re-consideration of the vote by which it passed the Council, be stricken from the journal.

Upon which motion the ayes and nays were demanded and the following was the result:

Those voting in the affirmative, were—

Messrs. Angel, Cochran, Shaw and Sinclair—4.

Those voting in the negative, were—

Mr. President—1.

Motion carried.

C. B. No. 33—An act to amend an act entitled "an act to authorize B. R. Stone to establish a ferry across the Columbia river," passed January 20th, 1863.

Bill read a first time.

Rules suspended and bill read a second time, and indefinitely postponed by the following vote:

Those voting in the affirmative, were—

Messrs. Angel, Cochran and Sinclair—3.

Those voting in the negative, were—

Messrs. Shaw and Mr. President—2.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 30, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council of the passage in the House of the following bills:

C. B. No. 12—An act relative to estate in dower and by the curtesy.

Also, the concurrence of the House to amendments offered by the Council to—

H. B. No. 44—An act fixing the times for holding county commissioner's courts, and defining their duties in Washington Territory.

J. L. McDONALD,
Chief Clerk.

H. B. No. 114—An act to authorize Charles Wren to maintain a wharf in Steilacoom.

Bill read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 30, 1864.

MR. PRESIDENT:

I am instructed by the House to inform the Council that the House refuses to recede from its action on C. B. No. 14—An act to amend an act relating to divorce and alimony, and that the Speaker has appointed Messrs. Urquhart, Bradshaw and Taylor to confer with a like committee on the part of the Council to confer on the merits of said bill.

J. L. McDONALD,
Chief Clerk.

H. B. No. 111—An act to incorporate Walla Walla Lodge, No. 7, of Ancient Free and Accepted Masons.

Bill read a first time.

Rules suspended, bill read a second and third times, passed and title agreed to.

Report of committee of conference:

MR. PRESIDENT—

Your committee of conference, to whom was referred C. B. No. 14, beg leave to report that they have had the same under consideration and recommend that the Council do not concur in House amendments to the same.

O. B. McFADDEN,
Chairman.

H. B. No. 83—An act amendatory of an act entitled "an to authorize the construction of an electrical telegraph line from the southern to the northern boundary of Washington Territory.

Bill read a first time.

Rules suspended and the bill was read a second and third times and lost on its final passage.

H. B. No. 89—An act creating the office and defining the duties of Territorial Treasurer.

Bill read a first time.

Rules suspended and bill read a second and third times, passed and title agreed to.

C. B. No. 18—An act divorcing Mary Ann and Charles Kimball,

Indefinitely postponed.

The following message was received from the House by their Clerk:

HOUSE OF REPRESENTATIVES,
January 30, 1864.

MR. PRESIDENT—

I am instructed by the House to inform the Council that the Hon. Speaker has signed—

House bill No. 104—An act to incorporate the Whidby Island Log Driving Company.

H. B. No. 56—An act in relation to probate courts.

Also, that the House recedes from its amendments to—

C. B. No. 14—An act to amend an act to regulate suits for divorce and alimony.

Also, that the Hon. Speaker has signed—

H. B. No. 60—An act to define the Northern boundary of Chehalis county.

H. B. No. 44—An act regulating the times for holding county commissioners' courts.

All of which are herewith transmitted.

J. L. McDONALD,
Chief Clerk.

Council took a recess of ten minutes.

Council re-assembled.

Mr. Cochran in the Chair.

Mr. President gave notice of having signed the following bills, resolutions, &c.

Council Substitute for C. B. No. 47—An act to incorporate the Seattle and Squak Railroad Company.

C. B. No. 46—An act to provide for the payment of Chas. Eagan as clerk of the committee on Ways and Means.

H. B. No. 73—An act to amend an act entitled an act to incorporate the Monticello and Cowlitz Landing Steamboat Company.

H. B. No. 104—An act to incorporate the Whidby Island Log Driving Company.

C. J. R. No. 9—Relative to printing the decisions of the Supreme Court.

The Council took up C. J. R. No. 11—"Our country, 'tis of thee."

There being no quorum present, the President declared the Council adjourned until 10 o'clock, A. M., Monday next.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Monday, February 1, 1864.

Council met pursuant to adjournment.

There being no quorum present, the Council stood adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Tuesday, February 2, 1864.

Council met pursuant to adjournment.

There being no quorum present, the Council stood adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Wednesday, February 3, 1864.

Council met pursuant to adjournment.

There being no quorum present, the Council stood adjourned until 10 o'clock, A. M., to-morrow.

L. D. DURGIN,
Chief Clerk.

COUNCIL CHAMBER,
Thursday, February 4, 1864.

Council met pursuant to adjournment.

The President gave notice of signing the following:

C. B. No. 20—A bill in relation to donation of land for an Agricultural College.

C. B. No. 12—An act in relation to estates in dower and by the curtesy.

C. B. No. 14—An act to amend an act to regulate suits for divorce and alimony.

C. B. No. 34—An act to incorporate the Sta-luka-hamish Log Driving Company.

H. B. No. 56—An act to amend an act entitled an act to regulate the practice and proceedings in civil actions in the District Courts, passed January 20th, 1863.

C. J. R. No. 10—Relative to printing report and accompanying documents from committee on Ways and Means.

Council bill No. 39, being substitute for House bills Nos. 25 and 38—An act providing for payment of enrolling clerks of the Legislative Assembly.

C. B. No. 41—An act supplemental to an act in relation to the district courts.

C. B. No. 48—An act for the relief of William Pickering.

C. B. No. 49—An act supplementary to an act in relation to district courts.

There being no quorum present, the Council stood adjourned *sine die.*

I certify the foregoing to be a true record of the proceedings of the Council, at the eleventh session of the Legislative Assembly of the Territory of Washington.

L. D. DURGIN,
Chief Clerk.